



Senate

General Assembly

File No. 227

February Session, 2010

Substitute Senate Bill No. 389

Senate, March 31, 2010

The Committee on Government Administration and Elections reported through SEN. SLOSSBERG of the 14th Dist., Chairperson of the Committee on the part of the Senate, that the substitute bill ought to pass.

AN ACT CONCERNING THE CITIZENS' ELECTION PROGRAM FOR STATE-WIDE OFFICES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 9-700 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective from passage*):

3 As used in [sections 9-700 to 9-716, inclusive] this chapter and
4 section 5 of this act:

5 (1) "Commission" means the State Elections Enforcement
6 Commission.

7 (2) "Depository account" means the single checking account at the
8 depository institution designated as the depository for the candidate
9 committee's moneys in accordance with the provisions of subsection
10 (a) of section 9-604.

11 (3) "District office" has the same meaning as provided in section 9-

12 372.

13 (4) "Eligible minor party candidate" means a candidate for election
14 to an office who is nominated by a minor party pursuant to subpart B
15 of part III of chapter 153.

16 (5) "Eligible petitioning party candidate" means a candidate for
17 election to an office pursuant to subpart C of part III of chapter 153
18 whose nominating petition has been approved by the Secretary of the
19 State pursuant to section 9-453o.

20 (6) "Fund" means the Citizens' Election Fund established in section
21 9-701, as amended by this act.

22 (7) "General election campaign" means (A) in the case of a candidate
23 nominated at a primary, the period beginning on the day following the
24 primary and ending on the date the campaign treasurer files the final
25 statement for such campaign pursuant to section 9-608, or (B) in the
26 case of a candidate nominated without a primary, the period
27 beginning on the day following the day on which the candidate is
28 nominated and ending on the date the campaign treasurer files the
29 final statement for such campaign pursuant to section 9-608.

30 (8) "Major party" has the same meaning as provided in section 9-372.

31 (9) "Minor party" has the same meaning as provided in section 9-
32 372.

33 (10) "Municipal office" has the same meaning as provided in section
34 9-372.

35 (11) "Primary campaign" means the period beginning on the day
36 following the close of (A) a convention held pursuant to section 9-382
37 for the purpose of endorsing a candidate for nomination to the office of
38 Governor, Lieutenant Governor, Attorney General, State Comptroller,
39 State Treasurer or Secretary of the State or the district office of state
40 senator or state representative, or (B) a caucus, convention or town
41 committee meeting held pursuant to section 9-390 for the purpose of

42 endorsing a candidate for the municipal office of state senator or state
43 representative, whichever is applicable, and ending on the day of a
44 primary held for the purpose of nominating a candidate for such
45 office.

46 (12) "Qualified candidate committee" means a candidate committee
47 (A) established to aid or promote the success of any candidate for
48 nomination or election to the office of Governor, Lieutenant Governor,
49 Attorney General, State Comptroller, State Treasurer, Secretary of the
50 State, state senator or state representative, and (B) approved by the
51 commission to receive a grant from the Citizens' Election Fund under
52 section 9-706, as amended by this act.

53 (13) "Qualifying contribution" means a contribution which is
54 applied toward the amount required to receive a grant under section 9-
55 705, as amended by this act.

56 (14) "Supplemental qualifying contribution" means a contribution
57 received in order to qualify for a supplemental grant under section 5 of
58 this act or received in accordance with subdivision (3) of subsection (c)
59 of section 9-702, as amended by this act.

60 Sec. 2. Section 9-702 of the general statutes is repealed and the
61 following is substituted in lieu thereof (*Effective from passage*):

62 (a) There is established a Citizens' Election Program under which (1)
63 the candidate committee of a major party candidate for nomination to
64 the office of state senator or state representative in 2008, or thereafter,
65 or the office of Governor, Lieutenant Governor, Attorney General,
66 State Comptroller, Secretary of the State or State Treasurer in 2010, or
67 thereafter, may receive a grant from the Citizens' Election Fund for the
68 candidate's primary campaign for said nomination, and (2) the
69 candidate committee of a candidate nominated by a major party, or the
70 candidate committee of an eligible minor party candidate or an eligible
71 petitioning party candidate, (A) for election to the office of state
72 senator or state representative at a special election held on or after
73 December 31, 2006, or at a regular election held in 2008, or thereafter,

74 or (B) for election to the office of Governor, Attorney General, State
75 Comptroller, Secretary of the State or State Treasurer in 2010, or
76 thereafter, may receive a grant from the fund for the candidate's
77 general election campaign for said office.

78 (b) (1) Any such candidate committee is eligible to receive such
79 grants under section 9-705, as amended by this act, for a primary
80 campaign, if applicable, and a general election campaign if [(1)] (A) the
81 candidate certifies as a participating candidate under section 9-703, as
82 amended by this act, [(2)] (B) the candidate's candidate committee
83 receives the required amount of qualifying contributions under section
84 9-704, as amended by this act, [(3)] (C) the candidate's candidate
85 committee returns or transmits to the commission for deposit in the
86 Citizens' Election Fund all contributions that do not meet the criteria
87 for qualifying contributions under said section 9-704, [(4)] (D) the
88 candidate agrees to limit the campaign expenditures of the candidate's
89 candidate committee in accordance with the provisions of subsection
90 (c) of this section, and [(5)] (E) the candidate submits an application
91 and the commission approves the application in accordance with the
92 provisions of section 9-706, as amended by this act.

93 (2) After receiving a grant under section 9-705, as amended by this
94 act, a qualified candidate committee of a candidate for the office of
95 Governor, Lieutenant Governor, Attorney General, State Comptroller,
96 Secretary of the State or State Treasurer may then qualify for a
97 supplemental grant under section 5 of this act.

98 (c) (1) A candidate participating in the Citizens' Election Program
99 shall limit the expenditures of the candidate's candidate committee (A)
100 before a primary campaign and a general election campaign, to the
101 amount of qualifying contributions permitted in section [9-705] 9-704,
102 as amended by this act, [and] any personal funds provided by the
103 candidate under subsection (c) of section 9-710, and the amount of any
104 contributions under subdivision (3) of this subsection, if applicable, (B)
105 for a primary campaign, to the sum of (i) the amount of such
106 qualifying contributions and personal funds that have not been spent

107 before the primary campaign, (ii) the amount of the grant for the
108 primary campaign authorized under section 9-705, as amended by this
109 act, [and] (iii) the amount of any additional moneys for the primary
110 campaign authorized under [section 9-713 or 9-714] sections 9-713 and
111 9-714, as amended by this act, if applicable, for a candidate for the
112 office of state senator or state representative or under section 5 of this
113 act, if applicable, for a candidate for the office of Governor, Lieutenant
114 Governor, Attorney General, State Comptroller, Secretary of the State
115 or State Treasurer, and (iv) the amount of any supplemental qualifying
116 contributions under subdivision (3) of this subsection, if applicable, for
117 a candidate for the office of Governor, Lieutenant Governor, Attorney
118 General, State Comptroller, Secretary of the State or State Treasurer,
119 and (C) for a general election campaign, to the sum of (i) the amount of
120 such qualifying contributions and personal funds that have not been
121 spent before the general election campaign, (ii) any unexpended funds
122 from any grant for a primary campaign authorized under section 9-
123 705, as amended by this act, or from any additional moneys for a
124 primary campaign authorized under [section 9-713 or 9-714] sections 9-
125 713 and 9-714, as amended by this act, if applicable, or section 5 of this
126 act, if applicable, (iii) the amount of the grant for the general election
127 campaign authorized under section 9-705, as amended by this act,
128 [and] (iv) the amount of any additional moneys for the general election
129 campaign authorized under [section 9-713 or 9-714] sections 9-713 and
130 9-714, as amended by this act, for a candidate for the office of state
131 senator or state representative or under section 5 of this act, if
132 applicable, for a candidate for the office of Governor, Attorney
133 General, State Comptroller, Secretary of the State or State Treasurer,
134 and (v) the amount of any supplemental qualifying contributions
135 under subdivision (3) of this subsection for a candidate for the office of
136 Governor, Attorney General, State Comptroller, Secretary of the State
137 or State Treasurer.

138 (2) The candidate committee of a minor or petitioning party
139 candidate for the office of state senator or state representative who has
140 received a general election campaign grant from the fund pursuant to
141 section 9-705, as amended by this act, or any candidate participating in

142 the Citizens' Election Program, who is unopposed in the general
143 election campaign and therefore deemed ineligible to receive a general
144 election campaign grant pursuant to subdivision (3) of subsection (i) of
145 section 9-705, as amended by this act, shall be permitted to receive
146 contributions in addition to the qualifying contributions permitted in
147 section 9-704, as amended by this act, subject to the limitations and
148 restrictions applicable to participating candidates for the same office,
149 provided (A) such minor or petitioning party candidate shall limit the
150 expenditures of the candidate committee for a general election
151 campaign to the sum of (i) the qualifying contributions and personal
152 funds, (ii) the amount of the general election campaign grant received,
153 and (iii) the amount raised in additional contributions that is
154 equivalent to the difference between the amount of the applicable
155 general election campaign grant for a major party candidate for such
156 office and the amount of the general election campaign grant received
157 by such minor or petitioning party candidate, (B) such unopposed
158 candidate shall limit the expenditures of the candidate committee for a
159 general election campaign to the sum of (i) the qualifying contributions
160 and personal funds, and (ii) additional contributions not to exceed
161 thirty per cent of the applicable general election campaign grant, as set
162 forth in subsections (a) to (h), inclusive, of section 9-705, as amended
163 by this act, and (C) if, subsequent to being deemed an unopposed
164 candidate pursuant to subdivision (3) of subsection (i) section 9-705, as
165 amended by this act, such participating candidate is deemed opposed
166 and such candidate's qualified candidate committee receives a general
167 election grant, such candidate shall limit the expenditures of the
168 candidate committee for a general election campaign to the sum of (i)
169 the qualifying contributions and personal funds, (ii) additional
170 contributions not to exceed thirty per cent of the applicable general
171 election campaign grant, as set forth in subsections (a) to (h), inclusive,
172 of said section 9-705, and (iii) such applicable general election
173 campaign grant, subject to the provisions of subdivision (4) of
174 subsection (i) of said section 9-705.

175 (3) After qualifying for a grant under section 9-705, as amended by
176 this act, a qualified candidate committee of a candidate for the office of

177 Governor, Lieutenant Governor, Attorney General, State Comptroller,
178 Secretary of the State or State Treasurer that is eligible to receive a
179 grant under section 5 of this act, regardless of whether such candidate
180 committee satisfies application deadlines under section 9-706, as
181 amended by this act, may receive supplemental qualifying
182 contributions subject to the limitations and restrictions under section 9-
183 704, as amended by this act. The amount raised in supplemental
184 qualifying contributions shall not exceed an amount that is the
185 equivalent to one-third of the maximum amount of the applicable
186 grant that such qualified candidate committee would be eligible for if
187 such qualified candidate committee received the maximum grant
188 amount under said section 5.

189 (d) For the purposes of [sections 9-700 to 9-716, inclusive] this
190 chapter and section 5 of this act, if a qualified candidate committee
191 receives a grant for a primary campaign and has qualifying
192 contributions that have not been spent before the primary campaign,
193 no expenditures by such committee during the primary campaign shall
194 be deemed to have been made from such qualifying contributions until
195 the primary campaign grant funds have been fully spent.

196 (e) No grants or moneys paid to a qualified candidate committee
197 from the Citizens' Election Fund under [sections 9-700 to 9-716,
198 inclusive] this chapter and section 5 of this act, shall be deemed to be
199 public funds under any other provision of the general statutes or any
200 public or special act unless specifically stated by such provision.

201 Sec. 3. Section 9-704 of the general statutes is repealed and the
202 following is substituted in lieu thereof (*Effective from passage*):

203 (a) The amount of qualifying contributions that the candidate
204 committee of a candidate shall be required to receive in order to be
205 eligible for grants from the Citizens' Election Fund under section 9-705,
206 as amended by this act, shall be:

207 (1) In the case of a candidate for nomination or election to the office
208 of Governor, contributions from individuals in the aggregate amount

209 of two hundred fifty thousand dollars, of which two hundred twenty-
210 five thousand dollars or more is contributed by individuals residing in
211 the state. The provisions of this subdivision shall be subject to the
212 following: (A) The candidate committee shall return the portion of any
213 contribution or contributions from any individual, including said
214 candidate, that exceeds [one] five hundred dollars, and such excess
215 portion shall not be considered in calculating such amounts, and (B) all
216 contributions received, including the full amount of any contribution
217 received for the 2010 campaign and for any such campaign thereafter,
218 by (i) an exploratory committee established by said candidate, or (ii) an
219 exploratory committee or candidate committee of a candidate for the
220 office of Lieutenant Governor who is deemed to be jointly
221 campaigning with a candidate for nomination or election to the office
222 of Governor under subsection (a) of section 9-709, which meet the
223 criteria for qualifying contributions to candidate committees under this
224 section shall be considered in calculating such amounts. [; and]

225 (2) In the case of a candidate for nomination or election to the office
226 of Lieutenant Governor, Attorney General, State Comptroller, State
227 Treasurer or Secretary of the State, contributions from individuals in
228 the aggregate amount of seventy-five thousand dollars, of which sixty-
229 seven thousand five hundred dollars or more is contributed by
230 individuals residing in the state. The provisions of this subdivision
231 shall be subject to the following: (A) The candidate committee shall
232 return the portion of any contribution or contributions from any
233 individual, including said candidate, that exceeds [one hundred] two
234 hundred fifty dollars, and such excess portion shall not be considered
235 in calculating such amounts, and (B) all contributions received,
236 including up to two hundred fifty dollars of the amount of any
237 contribution received for the 2010 campaign and for any such
238 campaign thereafter, by an exploratory committee established by said
239 candidate that meet the criteria for qualifying contributions to
240 candidate committees under this section shall be considered in
241 calculating such amounts.

242 (3) In the case of a candidate for nomination or election to the office

243 of state senator for a district, contributions from individuals in the
244 aggregate amount of fifteen thousand dollars, including contributions
245 from at least three hundred individuals residing in municipalities
246 included, in whole or in part, in said district. The provisions of this
247 subdivision shall be subject to the following: (A) The candidate
248 committee shall return the portion of any contribution or contributions
249 from any individual, including said candidate, that exceeds one
250 hundred dollars, and such excess portion shall not be considered in
251 calculating the aggregate contribution amount under this subdivision,
252 (B) no contribution shall be counted for the purposes of the
253 requirement under this subdivision for contributions from at least
254 three hundred individuals residing in municipalities included, in
255 whole or in part, in the district unless the contribution is five dollars or
256 more, and (C) all contributions received by an exploratory committee
257 established by said candidate that meet the criteria for qualifying
258 contributions to candidate committees under this section shall be
259 considered in calculating the aggregate contribution amount under
260 this subdivision and all such exploratory committee contributions that
261 also meet the requirement under this subdivision for contributions
262 from at least three hundred individuals residing in municipalities
263 included, in whole or in part, in the district shall be counted for the
264 purposes of said requirement.

265 (4) In the case of a candidate for nomination or election to the office
266 of state representative for a district, contributions from individuals in
267 the aggregate amount of five thousand dollars, including contributions
268 from at least one hundred fifty individuals residing in municipalities
269 included, in whole or in part, in said district. The provisions of this
270 subdivision shall be subject to the following: (A) The candidate
271 committee shall return the portion of any contribution or contributions
272 from any individual, including said candidate, that exceeds one
273 hundred dollars, and such excess portion shall not be considered in
274 calculating the aggregate contribution amount under this subdivision,
275 (B) no contribution shall be counted for the purposes of the
276 requirement under this subdivision for contributions from at least one
277 hundred fifty individuals residing in municipalities included, in whole

278 or in part, in the district unless the contribution is five dollars or more,
279 and (C) all contributions received by an exploratory committee
280 established by said candidate that meet the criteria for qualifying
281 contributions to candidate committees under this section shall be
282 considered in calculating the aggregate contribution amount under
283 this subdivision and all such exploratory committee contributions that
284 also meet the requirement under this subdivision for contributions
285 from at least one hundred fifty individuals residing in municipalities
286 included, in whole or in part, in the district shall be counted for the
287 purposes of said requirement.

288 (5) Notwithstanding the provisions of subdivisions (3) and (4) of
289 this subsection, in the case of a special election for the office of state
290 senator or state representative for a district, (A) the aggregate amount
291 of qualifying contributions that the candidate committee of a candidate
292 for such office shall be required to receive in order to be eligible for a
293 grant from the Citizens' Election Fund shall be seventy-five per cent or
294 more of the corresponding amount required under the applicable said
295 subdivision (3) or (4), and (B) the number of contributions required
296 from individuals residing in municipalities included, in whole or in
297 part, in said district shall be seventy-five per cent or more of the
298 corresponding number required under the applicable said subdivision
299 (3) or (4).

300 (b) The maximum amount of contributions that a qualified
301 candidate committee described in subsection (a) or (b) of section 5 of
302 this act may receive as supplemental qualifying contributions in order
303 to be eligible for a supplemental grant from the Citizens' Election Fund
304 under section 5 of this act shall be:

305 (1) (A) In the case of a qualified candidate committee of a major
306 party candidate for the office of Governor who has a primary for
307 nomination to said office, contributions from individuals in an
308 aggregate amount not to exceed one-third of the maximum amount of
309 the supplemental grant for a primary under subsection (a) of section 5
310 of this act, of which seventy-five per cent of the aggregate amount or

311 more is contributed by individuals residing in the state. The qualified
312 candidate committee shall return the portion of any contribution or
313 contributions from any individual, including said candidate, that
314 exceeds five hundred dollars, and such excess portion shall not be
315 considered in calculating such amounts.

316 (B) In the case of a qualified candidate committee of a candidate for
317 the office of Governor, contributions from individuals in an aggregate
318 amount not to exceed one-third of the maximum amount of the
319 supplemental grant for a general election under subsection (a) under
320 section 5 of this act, of which seventy-five per cent of the aggregate
321 amount or more is contributed by individuals residing in the state. The
322 qualified candidate committee shall return the portion of any
323 contribution or contributions from any individual, including said
324 candidate, that exceeds five hundred dollars, and such excess portion
325 shall not be considered in calculating such amounts.

326 (2) (A) In the case of a qualified candidate committee of a major
327 party candidate for the office of Lieutenant Governor, Attorney
328 General, State Comptroller, Secretary of the State or State Treasurer
329 who has a primary for nomination to said office, contributions from
330 individuals in an aggregate amount not to exceed one-third of the
331 maximum amount of the supplemental grant for a primary election
332 under subsection (b) of section 5 of this act, of which seventy-five per
333 cent of the aggregate amount or more is contributed by individuals
334 residing in the state. The qualified candidate committee shall return
335 the portion of any contribution or contributions from any individual,
336 including said candidate, that exceeds two hundred fifty dollars, and
337 such excess portion shall not be considered in calculating such
338 amounts.

339 (B) In the case of a qualified candidate committee of a candidate for
340 the office of Attorney General, State Comptroller, Secretary of the State
341 or State Treasurer, contributions from individuals in an aggregate
342 amount not to exceed one-third of the maximum amount of the
343 supplemental grant for a general election under subsection (b) of

344 section 5 of this act, of which seventy-five per cent of the aggregate
345 amount or more is contributed by individuals residing in the state. The
346 qualified candidate committee shall return the portion of any
347 contribution or contributions from any individual, including said
348 candidate, that exceeds two hundred fifty dollars, and such excess
349 portion shall not be considered in calculating such amounts.

350 [(b)] (c) Each individual who makes a contribution of more than
351 fifty dollars to a candidate committee established to aid or promote the
352 success of a participating candidate for nomination or election shall
353 include with the contribution a certification that contains the same
354 information described in subdivision (3) of subsection (c) of section 9-
355 608 and shall follow the same procedure prescribed in said subsection.

356 [(c)] (d) The following shall not be deemed to be qualifying
357 contributions under subsection (a) of this section or a supplemental
358 qualifying contribution under subsection (b) of this section and shall
359 be returned by the campaign treasurer of the candidate committee to
360 the contributor or transmitted to the State Elections Enforcement
361 Commission for deposit in the Citizens' Election Fund:

362 (1) A contribution from a communicator lobbyist or a member of the
363 immediate family of a communicator lobbyist;

364 (2) A contribution from a principal of a state contractor or
365 prospective state contractor;

366 (3) A contribution of less than five dollars, and a contribution of five
367 dollars or more from an individual who does not provide the full name
368 and complete address of the individual; and

369 (4) A contribution under subdivision (1) or (2) of subsection (a) or
370 subdivision (1) or (2) of subsection (b) of this section from an
371 individual who does not reside in the state, in excess of the applicable
372 limit on contributions from out-of-state individuals in subsection (a) or
373 (b) of this section.

374 [(d)] (e) (1) After a candidate committee receives the applicable

375 aggregate amount of qualifying contributions under subsection (a) of
376 this section or supplemental qualifying contributions under subsection
377 (b) of this section, the candidate committee shall transmit any
378 additional contributions that it receives to the State Treasurer for
379 deposit in the Citizens' Election Fund, except as provided for in
380 subdivision (2) of this subsection.

381 (2) If a qualified candidate committee is eligible for a supplemental
382 grant under section 5 of this act, the qualified candidate committee
383 may use excess qualifying contributions up to twenty per cent more
384 than the applicable aggregate amount of qualifying contributions
385 under subsection (a) of this section, as supplemental qualifying
386 contributions under subsection (b) of this section. If a qualified
387 candidate committee is eligible for a supplemental grant under said
388 section 5 for a primary campaign, the qualified candidate committee
389 may use excess supplemental qualifying contributions up to twenty
390 per cent more than the applicable aggregate amount of supplemental
391 qualifying contributions required to receive the grant that the
392 committee received for the primary, as supplemental qualifying
393 contributions for a supplemental grant under said section 5 for the
394 qualified candidate committee for the general election.

395 (f) (1) Any individual making a qualifying contribution to a
396 candidate committee for a candidate for the office of Governor in an
397 amount that does not exceed five hundred dollars under subsection (a)
398 of this section, may make an additional qualifying contribution in an
399 amount not to exceed five hundred dollars to the qualified candidate
400 committee for such candidate under subsection (b) of this section.

401 (2) Any individual making a qualifying contribution to a candidate
402 committee for a candidate for the office of Lieutenant Governor,
403 Attorney General, State Comptroller, Secretary of the State or State
404 Treasurer in an amount that does not exceed two hundred fifty dollars
405 under subsection (a) of this section, may make an additional qualifying
406 contribution in an amount not to exceed two hundred fifty dollars to
407 the qualified candidate committee for such candidate under subsection

408 (b) of this section.

409 [(e)] (g) As used in this section, (1) "communicator lobbyist" has the
410 same meaning as provided in section 1-91, (2) "immediate family"
411 means the spouse or a dependent child of an individual, and (3)
412 "principal of a state contractor or prospective state contractor" has the
413 same meaning as provided in subsection (g) of section 9-612.

414 Sec. 4. Section 9-705 of the general statutes is repealed and the
415 following is substituted in lieu thereof (*Effective from passage*):

416 (a) (1) [The] In the case of a primary held in 2010, the qualified
417 candidate committee of a major party candidate for the office of
418 Governor who has a primary for nomination to said office shall be
419 eligible to receive a grant from the Citizens' Election Fund for the
420 primary campaign in the amount of one million two hundred fifty
421 thousand dollars. [, provided, in] In the case of a primary held in 2014,
422 or thereafter, said amount shall be adjusted under subsection [(d)] (c)
423 of this section.

424 (2) [The] In the case of an election held in 2010, the qualified
425 candidate committee of a candidate for the office of Governor who (A)
426 has been nominated [, or who has qualified to appear on the election
427 ballot in accordance with the provisions of subpart C of part III of
428 chapter 153] by a major party, (B) is an eligible minor party candidate,
429 or (C) is an eligible petitioning party candidate, shall be eligible to
430 receive a grant from the fund for the general election campaign in the
431 amount of three million dollars. [, provided in] In the case of an
432 election held in 2014, or thereafter, said amount shall be adjusted
433 under subsection [(d)] (c) of this section.

434 (b) (1) [The] In the case of a primary held in 2010, the qualified
435 candidate committee of a major party candidate for the office of
436 Lieutenant Governor, Attorney General, State Comptroller, Secretary
437 of the State or State Treasurer who has a primary for nomination to
438 said office shall be eligible to receive a grant from the fund for the
439 primary campaign in the amount of [three hundred seventy-five] two

440 hundred thousand dollars. [, provided, in] In the case of a primary
441 held in 2014, or thereafter, said amount shall be adjusted under
442 subsection [(d)] (c) of this section.

443 (2) [The] In the case of an election held in 2010, the qualified
444 candidate committee of a candidate for the office of Attorney General,
445 State Comptroller, Secretary of the State or State Treasurer who (A) has
446 been nominated [, or who has qualified to appear on the election ballot
447 in accordance with the provisions of subpart C of part III of chapter
448 153] by a major party, (B) is an eligible minor party candidate, or (C) is
449 and eligible petitioning party candidate, shall be eligible to receive a
450 grant from the fund for the general election campaign in the amount of
451 [seven hundred fifty] five hundred thousand dollars. [, provided in] In
452 the case of an election held in 2014, or thereafter, said amount shall be
453 adjusted under subsection [(d)] (c) of this section.

454 [(c) (1) Notwithstanding the provisions of subsections (a) and (b) of
455 this section, the qualified candidate committee of an eligible minor
456 party candidate for the office of Governor, Lieutenant Governor,
457 Attorney General, State Comptroller, Secretary of the State or State
458 Treasurer shall be eligible to receive a grant from the fund for the
459 general election campaign if the candidate of the same minor party for
460 the same office at the last preceding regular election received at least
461 ten per cent of the whole number of votes cast for all candidates for
462 said office at said election. The amount of the grant shall be one-third
463 of the amount of the general election campaign grant under subsection
464 (a) or (b) of this section for a candidate for the same office, provided
465 (A) if the candidate of the same minor party for the same office at the
466 last preceding regular election received at least fifteen per cent of the
467 whole number of votes cast for all candidates for said office at said
468 election, the amount of the grant shall be two-thirds of the amount of
469 the general election campaign grant under subsection (a) or (b) of this
470 section for a candidate for the same office, (B) if the candidate of the
471 same minor party for the same office at the last preceding regular
472 election received at least twenty per cent of the whole number of votes
473 cast for all candidates for said office at said election, the amount of the

474 grant shall be the same as the amount of the general election campaign
475 grant under subsection (a) or (b) of this section for a candidate for the
476 same office, and (C) in the case of an election held in 2014, or
477 thereafter, said amounts shall be adjusted under subsection (d) of this
478 section.

479 (2) Notwithstanding the provisions of subsections (a) and (b) of this
480 section, the qualified candidate committee of an eligible petitioning
481 party candidate for the office of Governor, Lieutenant Governor,
482 Attorney General, State Comptroller, Secretary of the State or State
483 Treasurer shall be eligible to receive a grant from the fund for the
484 general election campaign if said candidate's nominating petition has
485 been signed by a number of qualified electors equal to at least ten per
486 cent of the whole number of votes cast for the same office at the last
487 preceding regular election. The amount of the grant shall be one-third
488 of the amount of the general election campaign grant under subsection
489 (a) or (b) of this section for a candidate for the same office, provided
490 (A) if said candidate's nominating petition has been signed by a
491 number of qualified electors equal to at least fifteen per cent of the
492 whole number of votes cast for the same office at the last preceding
493 regular election, the amount of the grant shall be two-thirds of the
494 amount of the general election campaign grant under subsection (a) or
495 (b) of this section for a candidate for the same office, (B) if said
496 candidate's nominating petition has been signed by a number of
497 qualified electors equal to at least twenty per cent of the whole number
498 of votes cast for the same office at the last preceding regular election,
499 the amount of the grant shall be the same as the amount of the general
500 election campaign grant under subsection (a) or (b) of this section for a
501 candidate for the same office, and (C) in the case of an election held in
502 2014, or thereafter, said amounts shall be adjusted under subsection (d)
503 of this section.

504 (3) In addition to the provisions of subdivisions (1) and (2) of this
505 subsection, the qualified candidate committee of an eligible petitioning
506 party candidate and the qualified candidate committee of an eligible
507 minor party candidate for the office of Governor, Lieutenant Governor,

508 Attorney General, State Comptroller, Secretary of the State or State
509 Treasurer shall be eligible to receive a supplemental grant from the
510 fund after the general election if the treasurer of such candidate
511 committee reports a deficit in the first statement filed after the general
512 election, pursuant to section 9-608, and such candidate received a
513 greater per cent of the whole number of votes cast for all candidates for
514 said office at said election than the per cent of votes utilized by such
515 candidate to obtain a general election campaign grant described in
516 subdivision (1) or (2) of this subsection. The amount of such
517 supplemental grant shall be calculated as follows:

518 (A) In the case of any such candidate who receives more than ten
519 per cent, but not more than fifteen per cent, of the whole number of
520 votes cast for all candidates for said office at said election, the grant
521 shall be the product of (i) a fraction in which the numerator is the
522 difference between the percentage of such whole number of votes
523 received by such candidate and ten per cent and the denominator is
524 ten, and (ii) two-thirds of the amount of the general election campaign
525 grant under subsection (a) or (b) of this section for a major party
526 candidate for the same office.

527 (B) In the case of any such candidate who receives more than fifteen
528 per cent, but less than twenty per cent, of the whole number of votes
529 cast for all candidates for said office at said election, the grant shall be
530 the product of (i) a fraction in which the numerator is the difference
531 between the percentage of such whole number of votes received by
532 such candidate and fifteen per cent and the denominator is five, and
533 (ii) one-third of the amount of the general election campaign grant
534 under subsection (a) or (b) of this section for a major party candidate
535 for the same office.

536 (C) The sum of the general election campaign grant received by any
537 such candidate and a supplemental grant under this subdivision shall
538 not exceed one hundred per cent of the amount of the general election
539 campaign grant under subsection (a) or (b) of this section for a major
540 party candidate for the same office.]

541 [(d)] (c) For elections held in 2014, and thereafter, the amount of the
542 grants in subsections (a) [L] and (b) [and (c)] of this section shall be
543 adjusted by the State Elections Enforcement Commission not later than
544 January 15, 2014, and quadrennially thereafter, in accordance with any
545 change in the consumer price index for all urban consumers as
546 published by the United States Department of Labor, Bureau of Labor
547 Statistics, during the period beginning on January 1, 2010, and ending
548 on December thirty-first in the year preceding the year in which said
549 adjustment is to be made.

550 [(e)] (d) (1) The qualified candidate committee of a major party
551 candidate for the office of state senator who has a primary for
552 nomination to said office shall be eligible to receive a grant from the
553 fund for the primary campaign in the amount of thirty-five thousand
554 dollars, provided (A) if the percentage of the electors in the district
555 served by said office who are enrolled in said major party exceeds the
556 percentage of the electors in said district who are enrolled in another
557 major party by at least twenty percentage points, the amount of said
558 grant shall be seventy-five thousand dollars, and (B) in the case of a
559 primary held in 2010, or thereafter, said amounts shall be adjusted
560 under subsection [(h)] (g) of this section. For the purposes of
561 subparagraph (A) of this subdivision, the number of enrolled members
562 of a major party and the number of electors in a district shall be
563 determined by the latest enrollment and voter registration records in
564 the office of the Secretary of the State submitted in accordance with the
565 provisions of section 9-65. The names of electors on the inactive
566 registry list compiled under section 9-35 shall not be counted for such
567 purposes.

568 (2) The qualified candidate committee of a candidate for the office of
569 state senator who has been nominated, or has qualified to appear on
570 the election ballot in accordance with subpart C of part III of chapter
571 153, shall be eligible to receive a grant from the fund for the general
572 election campaign in the amount of eighty-five thousand dollars,
573 provided in the case of an election held in 2010, or thereafter, said
574 amount shall be adjusted under subsection [(h)] (g) of this section.

575 ~~[(f)]~~ (e) (1) The qualified candidate committee of a major party
576 candidate for the office of state representative who has a primary for
577 nomination to said office shall be eligible to receive a grant from the
578 fund for the primary campaign in the amount of ten thousand dollars,
579 provided (A) if the percentage of the electors in the district served by
580 said office who are enrolled in said major party exceeds the percentage
581 of the electors in said district who are enrolled in another major party
582 by at least twenty percentage points, the amount of said grant shall be
583 twenty-five thousand dollars, and (B) in the case of a primary held in
584 2010, or thereafter, said amounts shall be adjusted under subsection
585 ~~[(h)]~~ (g) of this section. For the purposes of subparagraph (A) of this
586 subdivision, the number of enrolled members of a major party and the
587 number of electors in a district shall be determined by the latest
588 enrollment and voter registration records in the office of the Secretary
589 of the State submitted in accordance with the provisions of section 9-
590 65. The names of electors on the inactive registry list compiled under
591 section 9-35 shall not be counted for such purposes.

592 (2) The qualified candidate committee of a candidate for the office of
593 state representative who has been nominated, or has qualified to
594 appear on the election ballot in accordance with subpart C of part III of
595 chapter 153, shall be eligible to receive a grant from the fund for the
596 general election campaign in the amount of twenty-five thousand
597 dollars, provided in the case of an election held in 2010, or thereafter,
598 said amount shall be adjusted under subsection ~~[(h)]~~ (g) of this section.

599 ~~[(g)]~~ (f) (1) Notwithstanding the provisions of subsections ~~[(e) and~~
600 ~~(f)]~~ (d) and (e) of this section, the qualified candidate committee of an
601 eligible minor party candidate for the office of state senator or state
602 representative shall be eligible to receive a grant from the fund for the
603 general election campaign if the candidate of the same minor party for
604 the same office at the last preceding regular election received at least
605 ten per cent of the whole number of votes cast for all candidates for
606 said office at said election. The amount of the grant shall be one-third
607 of the amount of the general election campaign grant under subsection
608 ~~[(e) or (f)]~~ (d) or (e) of this section for a candidate for the same office,

609 provided (A) if the candidate of the same minor party for the same
610 office at the last preceding regular election received at least fifteen per
611 cent of the whole number of votes cast for all candidates for said office
612 at said election, the amount of the grant shall be two-thirds of the
613 amount of the general election campaign grant under subsection [(e) or
614 (f)] (d) or (e) of this section for a candidate for the same office, (B) if the
615 candidate of the same minor party for the same office at the last
616 preceding regular election received at least twenty per cent of the
617 whole number of votes cast for all candidates for said office at said
618 election, the amount of the grant shall be the same as the amount of the
619 general election campaign grant under subsection [(e) or (f)] (d) or (e)
620 of this section for a candidate for the same office, and (C) in the case of
621 an election held in 2010, or thereafter, said amounts shall be adjusted
622 under subsection [(h)] (g) of this section.

623 (2) Notwithstanding the provisions of subsections [(e) and (f)] (d)
624 and (e) of this section, the qualified candidate committee of an eligible
625 petitioning party candidate for the office of state senator or state
626 representative shall be eligible to receive a grant from the fund for the
627 general election campaign if said candidate's nominating petition has
628 been signed by a number of qualified electors equal to at least ten per
629 cent of the whole number of votes cast for the same office at the last
630 preceding regular election. The amount of the grant shall be one-third
631 of the amount of the general election campaign grant under subsection
632 [(e) or (f)] (d) or (e) of this section for a candidate for the same office,
633 provided (A) if said candidate's nominating petition has been signed
634 by a number of qualified electors equal to at least fifteen per cent of the
635 whole number of votes cast for the same office at the last preceding
636 regular election, the amount of the grant shall be two-thirds of the
637 amount of the general election campaign grant under subsection [(e) or
638 (f)] (d) or (e) of this section for a candidate for the same office, (B) if
639 said candidate's nominating petition has been signed by a number of
640 qualified electors equal to at least twenty per cent of the whole number
641 of votes cast for the same office at the last preceding regular election,
642 the amount of the grant shall be the same as the amount of the general
643 election campaign grant under subsection [(e) or (f)] (d) or (e) of this

644 section for a candidate for the same office, and (C) in the case of an
645 election held in 2010, or thereafter, said amounts shall be adjusted
646 under subsection [(h)] (g) of this section.

647 (3) In addition to the provisions of subdivisions (1) and (2) of this
648 subsection, the qualified candidate committee of an eligible petitioning
649 party candidate and the qualified candidate committee of an eligible
650 minor party candidate for the office of state senator or state
651 representative shall be eligible to receive a supplemental grant from
652 the fund after the general election if the treasurer of such candidate
653 committee reports a deficit in the first statement filed after the general
654 election, pursuant to section 9-608, and such candidate received a
655 greater per cent of the whole number of votes cast for all candidates for
656 said office at said election than the per cent of votes utilized by such
657 candidate to obtain a general election campaign grant described in
658 subdivision (1) or (2) of this subsection. The amount of such
659 supplemental grant shall be calculated as follows:

660 (A) In the case of any such candidate who receives more than ten
661 per cent, but less than fifteen per cent, of the whole number of votes
662 cast for all candidates for said office at said election, the grant shall be
663 the product of (i) a fraction in which the numerator is the difference
664 between the percentage of such whole number of votes received by
665 such candidate and ten per cent and the denominator is ten, and (ii)
666 two-thirds of the amount of the general election campaign grant under
667 subsection [(a) or (b)] (d) or (e) of this section for a major party
668 candidate for the same office.

669 (B) In the case of any such candidate who receives more than fifteen
670 per cent, but less than twenty per cent, of the whole number of votes
671 cast for all candidates for said office at said election, the grant shall be
672 the product of (i) a fraction in which the numerator is the difference
673 between the percentage of such whole number of votes received by
674 such candidate and fifteen per cent and the denominator is five, and
675 (ii) one-third of the amount of the general election campaign grant
676 under subsection [(a) or (b)] (d) or (e) of this section for a major party

677 candidate for the same office.

678 (C) The sum of the general election campaign grant received by any
679 such candidate and a supplemental grant under this subdivision shall
680 not exceed one hundred per cent of the amount of the general election
681 campaign grant under subsection [(a) or (b)] (d) or (e) of this section
682 for a major party candidate for the same office.

683 [(h)] (g) For elections held in 2010, and thereafter, the amount of the
684 grants in subsections [(e), (f) and (g)] (d), (e) and (f) of this section shall
685 be adjusted by the State Elections Enforcement Commission not later
686 than January 15, 2010, and biennially thereafter, in accordance with
687 any change in the consumer price index for all urban consumers as
688 published by the United States Department of Labor, Bureau of Labor
689 Statistics, during the period beginning on January 1, 2008, and ending
690 on December thirty-first in the year preceding the year in which said
691 adjustment is to be made.

692 [(i)] (h) Notwithstanding the provisions of subsections [(e), (f) and
693 (g)] (d), (e) and (f) of this section, in the case of a special election for the
694 office of state senator or state representative, the amount of the grant
695 for a general election campaign shall be seventy-five per cent of the
696 amount authorized under the applicable said subsection [(e), (f) or (g)]
697 (d), (e) or (f).

698 [(j)] (i) Notwithstanding the provisions of subsections (a) to [(i)] (h),
699 inclusive, of this section:

700 (1) The initial grant that a qualified candidate committee for a
701 candidate is eligible to receive under subsections (a) to [(i)] (h),
702 inclusive, of this section shall be reduced by the amount of any
703 personal funds that the candidate provides for the candidate's
704 campaign for nomination or election pursuant to subsection (c) of
705 section 9-710;

706 (2) If a participating candidate is nominated at a primary and does
707 not expend the entire grant for the primary campaign authorized

708 under subsection (a), (b), [(e)] (d) or [(f)] (e) of this section or all
709 moneys that may be received for the primary campaign under section
710 9-713, as amended by this act, or 9-714, as amended by this act, or
711 section 5 of this act, the amount of the grant for the general election
712 campaign shall be reduced by the total amount of any such
713 unexpended primary campaign grant and moneys;

714 (3) If a participating candidate who is nominated for election [does
715 not have any opponent] is unopposed in the general election
716 campaign, [the amount of the general election campaign grant for
717 which] the qualified candidate committee for said candidate shall not
718 be eligible [shall be thirty per cent of the applicable amount set forth in
719 subsections (a) to (i), inclusive; and] to receive a general election
720 campaign grant. For purposes of this chapter, a participating candidate
721 who is nominated for election shall be deemed unopposed in the
722 general election campaign unless, in the applicable race, the following
723 occur: (A) (i) A major party other than said candidate's party endorses
724 a candidate, other than said candidate, and makes the requisite filing
725 with the Secretary of the State within the time specified in section 9-
726 388, 9-391 or 9-400, as applicable, (ii) a candidate, other than said
727 candidate, of a major party other than said candidate's party receives
728 not less than fifteen per cent of the vote of convention delegates and
729 complies with the filing requirements set forth in section 9-400, (iii) a
730 candidate, other than said candidate, of a major party other than said
731 candidate's party circulates a petition and obtains the required number
732 of signatures for filing a candidacy for nomination and either qualifies
733 for the primary or is the party's nominee, or (iv) a candidate, other
734 than said candidate, qualifies as an eligible minor party candidate, as
735 defined in section 9-700, as amended by this act, or qualifies as an
736 eligible petitioning party candidate, as defined in said section 9-700,
737 and (B) a candidate described in subparagraph (A) of this subdivision
738 is required, pursuant to the provisions of section 9-604, to form a
739 candidate committee or is exempt from forming a candidate committee
740 under section 9-604, but required to file statements according to the
741 same schedule and in the same manner as required under section 9-
742 608, or is required to have another committee file such report of

743 expenditures on the candidate's behalf; and

744 [(4) If the only opponent or opponents of a participating candidate
745 who is nominated for election to an office are eligible minor party
746 candidates or eligible petitioning party candidates and no such eligible
747 minor party candidate's or eligible petitioning party candidate's
748 candidate committee has received a total amount of contributions of
749 any type that is equal to or greater than the amount of the qualifying
750 contributions that a candidate for such office is required to receive
751 under section 9-704 to be eligible for grants from the Citizens' Election
752 Fund, the amount of the general election campaign grant for such
753 participating candidate shall be sixty per cent of the applicable amount
754 set forth in this section.]

755 (4) If, subsequent to being deemed an unopposed candidate
756 pursuant to subdivision (3) of this subsection, such participating
757 candidate shall no longer qualify as unopposed, the applicable general
758 election grant that such participating candidate's qualified candidate
759 committee is eligible to receive pursuant to subsections (a) to (h),
760 inclusive, of this section shall be reduced by the amount of any
761 additional contributions raised pursuant to subdivision (2) of
762 subsection (c) of section 9-702, as amended by this act.

763 Sec. 5. (NEW) (*Effective from passage*) (a) (1) (A) The qualified
764 candidate committee of a major party candidate for the office of
765 Governor who has a primary for nomination to said office may be
766 eligible, in accordance with the provisions of this subsection and
767 subsection (d) of this section, to receive a supplemental grant from the
768 Citizens' Election Fund for the primary campaign, in addition to a
769 grant received pursuant to subsection (a) of section 9-705 of the general
770 statutes, as amended by this act.

771 (B) The amount of the grant pursuant to this subdivision shall be
772 determined pursuant to subsection (d) of this section, but in no case
773 shall exceed the maximum amount provided for in this subparagraph.
774 In the case of a primary held in 2010, the maximum amount of such
775 supplemental grant shall be nine hundred thirty-seven thousand five

776 hundred dollars. In the case of a primary held in 2014, or thereafter,
777 the maximum amount of such grant shall be adjusted under subsection
778 (c) of this section.

779 (2) (A) The qualified candidate committee of a candidate for the
780 office of Governor that received a grant pursuant to section 9-705 of
781 the general statutes, as amended by this act, may be eligible, in
782 accordance with the provisions of this subsection and subsection (d) of
783 this section, to receive a supplemental grant from the fund for the
784 general election campaign, in addition to a grant received pursuant to
785 said section 9-705.

786 (B) The amount of the grant pursuant to this subdivision shall be
787 determined pursuant to subsection (d) of this section, but in no case
788 shall exceed the maximum amount provided for in this subparagraph.
789 In the case of an election held in 2010, the maximum amount of such
790 supplemental grant shall be two million two hundred fifty thousand
791 dollars. In the case of an election held in 2014, or thereafter, the
792 maximum amount of such grant shall be adjusted under subsection (c)
793 of this section.

794 (b) (1) (A) The qualified candidate committee of a major party
795 candidate for the office of Lieutenant Governor, Attorney General,
796 State Comptroller, Secretary of the State or State Treasurer who has a
797 primary for nomination to said office may be eligible, in accordance
798 with the provisions of this subsection and subsection (d) of this section,
799 to receive a supplemental grant from the Citizens' Election Fund for
800 the primary campaign, in addition to a grant received pursuant to
801 section 9-705 of the general statutes, as amended by this act.

802 (B) The amount of the grant pursuant to this subdivision shall be
803 determined pursuant to subsection (d) of this section, but in no case
804 shall exceed the maximum amount provided for in this subparagraph.
805 In the case of a primary held in 2010, the maximum amount of such
806 supplemental grant shall be one hundred eighty thousand dollars. In
807 the case of a primary held in 2014, or thereafter, the maximum amount
808 of such grant shall be adjusted under subsection (c) of this section.

809 (2) (A) The qualified candidate committee of a candidate for the
810 office of Attorney General, State Comptroller, Secretary of the State or
811 State Treasurer that received a grant pursuant to section 9-705 of the
812 general statutes, as amended by this act, may be eligible, in accordance
813 with the provisions of this subsection and subsection (d) of this section,
814 to receive a supplemental grant from the Citizens' Election Fund for
815 the general election campaign, in addition to a grant received pursuant
816 to said section 9-705.

817 (B) The amount of the grant pursuant to this subdivision shall be
818 determined pursuant to subsection (d) of this section, but in no case
819 shall exceed the maximum amount provided for in this subparagraph.
820 In the case of an election held in 2010, the maximum amount of such
821 supplemental grant shall be three hundred seventy-five thousand
822 dollars. In the case of a primary held in 2014, or thereafter, the
823 maximum amount of such grant shall be adjusted under subsection (c)
824 of this section.

825 (c) For elections held in 2014, and thereafter, the maximum amount
826 of the grants in subsections (a) and (b) of this section shall be adjusted
827 by the commission not later than January 15, 2014, and quadrennially
828 thereafter, in accordance with any change in the consumer price index
829 for all urban consumers as published by the United States Department
830 of Labor, Bureau of Labor Statistics, during the period beginning on
831 January 1, 2010, and ending on December thirty-first in the year
832 preceding the year in which said adjustment is to be made.

833 (d) (1) Any qualified candidate committee described in subsections
834 (a) or (b) of this section is eligible to receive a supplemental grant
835 under this section for a primary campaign, if applicable, and a general
836 election campaign if (A) the qualified candidate committee receives
837 supplemental qualifying contributions under section 9-704 of the
838 general statutes, as amended by this act, for a supplemental grant
839 under this section, (B) the qualified candidate committee returns all
840 contributions that do not meet the criteria for supplemental qualifying
841 contributions under said section 9-704, (C) the candidate agrees to limit

842 the campaign expenditures of the candidate's qualified candidate
843 committee in accordance with the provisions of section 9-702 of the
844 general statutes, as amended by this act, and (D) the qualified
845 candidate committee submits an application and the commission
846 approves the application in accordance with the provisions of this
847 section and subsections (a) and (b) of section 9-706 of the general
848 statutes, as amended by this act.

849 (2) The commission shall review each application in accordance
850 with the provisions of subsection (d) of section 9-706 of the general
851 statutes, as amended by this act. If the commission approves an
852 application of any such qualified candidate committee, the commission
853 shall determine the amount of the supplemental grant payable to the
854 committee to be equal to three times the amount of contributions
855 received by the committee that qualify as supplemental qualifying
856 contributions for a supplemental grant under section 9-704 of the
857 general statutes, as amended by this act, but in no case shall the
858 amount of the supplemental grant exceed the maximum amounts
859 provided for in subsection (a) or (b) of this section, as applicable. The
860 commission shall authorize the payment of such grant in accordance
861 with the provisions of subsection (d) of said section 9-706.

862 (e) Notwithstanding the provisions of subsections (a) to (d),
863 inclusive, of this section, if a participating candidate receives a
864 supplemental grant for a primary campaign under subsection (a) or (b)
865 of this section, is nominated at a primary and does not expend the
866 entire supplemental grant for the primary campaign, the amount of the
867 supplemental grant for the general election campaign shall be reduced
868 by the total amount of any such unexpended supplemental primary
869 campaign grant.

870 Sec. 6. Section 9-706 of the general statutes is repealed and the
871 following is substituted in lieu thereof (*Effective from passage*):

872 (a) (1) A participating candidate for nomination to the office of state
873 senator or state representative in 2008, or thereafter, or the office of
874 Governor, Lieutenant Governor, Attorney General, State Comptroller,

875 Secretary of the State or State Treasurer in 2010, or thereafter, may
876 apply to the State Elections Enforcement Commission for a grant from
877 the fund under the Citizens' Election Program for a primary campaign,
878 after the close of the state convention of the candidate's party that is
879 called for the purpose of choosing candidates for nomination for the
880 office that the candidate is seeking, if a primary is required under
881 chapter 153, and (A) said party endorses the candidate for the office
882 that the candidate is seeking, (B) the candidate is seeking nomination
883 to the office of Governor, Lieutenant Governor, Attorney General,
884 State Comptroller, State Treasurer or Secretary of the State or the
885 district office of state senator or state representative and receives at
886 least fifteen per cent of the votes of the convention delegates present
887 and voting on any roll-call vote taken on the endorsement or proposed
888 endorsement of a candidate for the office the candidate is seeking, or
889 (C) the candidate circulates a petition and obtains the required number
890 of signatures for filing a candidacy for nomination for (i) the office of
891 Governor, Lieutenant Governor, Attorney General, State Comptroller,
892 State Treasurer or Secretary of the State or the district office of state
893 senator or state representative, pursuant to section 9-400, or (ii) the
894 municipal office of state senator or state representative, pursuant to
895 section 9-406, whichever is applicable. The State Elections Enforcement
896 Commission shall make any such grants to participating candidates in
897 accordance with the provisions of subsections (d) to (g), inclusive, of
898 this section.

899 (2) A participating candidate for nomination to the office of state
900 senator or state representative in 2008, or thereafter, or the office of
901 Governor, Attorney General, State Comptroller, Secretary of the State
902 or State Treasurer in 2010, or thereafter, may apply to the State
903 Elections Enforcement Commission for a grant from the fund under
904 the Citizens' Election Program for a general election campaign:

905 (A) After the close of the state or district convention or municipal
906 caucus, convention or town committee meeting, whichever is
907 applicable, of the candidate's party that is called for the purpose of
908 choosing candidates for nomination for the office that the candidate is

909 seeking, if (i) said party endorses said candidate for the office that the
910 candidate is seeking and no other candidate of said party files a
911 candidacy with the Secretary of the State in accordance with the
912 provisions of section 9-400 or 9-406, whichever is applicable, (ii) the
913 candidate is seeking election to the office of Governor, Lieutenant
914 Governor, Attorney General, State Comptroller, State Treasurer or
915 Secretary of the State or the district office of state senator or state
916 representative and receives at least fifteen per cent of the votes of the
917 convention delegates present and voting on any roll-call vote taken on
918 the endorsement or proposed endorsement of a candidate for the office
919 the candidate is seeking, no other candidate for said office at such
920 convention either receives the party endorsement or said percentage of
921 said votes for said endorsement or files a certificate of endorsement
922 with the Secretary of the State in accordance with the provisions of
923 section 9-388 or a candidacy with the Secretary of the State in
924 accordance with the provisions of section 9-400, and no other
925 candidate for said office circulates a petition and obtains the required
926 number of signatures for filing a candidacy for nomination for said
927 office pursuant to section 9-400, (iii) the candidate is seeking election to
928 the office of Governor, Lieutenant Governor, Attorney General, State
929 Comptroller, State Treasurer or Secretary of the State or the district
930 office of state senator or state representative, circulates a petition and
931 obtains the required number of signatures for filing a candidacy for
932 nomination for said office pursuant to section 9-400 and no other
933 candidate for said office at the state or district convention either
934 receives the party endorsement or said percentage of said votes for
935 said endorsement or files a certificate of endorsement with the
936 Secretary of the State in accordance with the provisions of section 9-388
937 or a candidacy with the Secretary of the State in accordance with the
938 provisions of section 9-400, or (iv) the candidate is seeking election to
939 the municipal office of state senator or state representative, circulates a
940 petition and obtains the required number of signatures for filing a
941 candidacy for nomination for the office the candidate is seeking
942 pursuant to section 9-406 and no other candidate for said office at the
943 caucus, convention or town committee meeting either receives the

944 party endorsement or files a certification of endorsement with the
945 town clerk in accordance with the provisions of section 9-391;

946 (B) After any primary held by such party for nomination for said
947 office, if the Secretary of the State declares that the candidate is the
948 party nominee in accordance with the provisions of section 9-440;

949 (C) In the case of a minor party candidate, after the nomination of
950 such candidate is certified and filed with the Secretary of the State
951 pursuant to section 9-452; or

952 (D) In the case of a petitioning party candidate, after approval by
953 the Secretary of the State of such candidate's nominating petition
954 pursuant to section 9-453o.

955 (3) A participating candidate for nomination to the office of state
956 senator or state representative at a special election in 2008, or
957 thereafter, may apply to the State Elections Enforcement Commission
958 for a grant from the fund under the Citizens' Election Program for a
959 general election campaign after the close of the district convention or
960 municipal caucus, convention or town committee meeting of the
961 candidate's party that is called for the purpose of choosing candidates
962 for nomination for the office that the candidate is seeking.

963 (4) Notwithstanding the provisions of subdivisions (1) and (2) of
964 this subsection, no participating candidate for nomination or election
965 who changes the candidate's status as a major party, minor party or
966 petitioning party candidate or becomes a candidate of a different
967 party, after filing the affidavit required under section 9-703, as
968 amended by this act, shall be eligible to apply for a grant under the
969 Citizens' Election Program for such candidate's primary campaign for
970 such nomination or general election campaign for such election. The
971 provisions of this subdivision shall not apply in the case of a candidate
972 who is nominated by more than one party and does not otherwise
973 change the candidate's status as a major party, minor party or
974 petitioning party candidate.

975 (b) The application shall include a written certification that:

976 (1) The candidate committee has received the required amount of
977 qualifying contributions;

978 (2) The candidate committee has repaid all moneys borrowed on
979 behalf of the campaign, as required by subsection (b) of section 9-710;

980 (3) The candidate committee has returned any contribution of five
981 dollars or more from an individual who does not include the
982 individual's name and address with the contribution;

983 (4) The candidate committee has returned all contributions or
984 portions of contributions that do not meet the criteria for qualifying
985 contributions under section 9-704, as amended by this act, and
986 transmitted all excess qualifying contributions and supplemental
987 qualifying contributions to the Citizens' Election Fund, except as
988 provided for under subsection (e) of said section 9-704;

989 (5) The campaign treasurer of the candidate committee will: (A)
990 Comply with the provisions of chapters 155 and 157, and (B) maintain
991 and furnish all records required pursuant to chapters 155 and 157 and
992 any regulation adopted pursuant to such chapters;

993 (6) All moneys received from the Citizens' Election Fund will be
994 deposited upon receipt into the depository account of the candidate
995 committee;

996 (7) The campaign treasurer of the candidate committee will expend
997 all moneys received from the fund in accordance with the provisions of
998 subsection (g) of section 9-607 and regulations adopted by the State
999 Elections Enforcement Commission under subsection (e) of this
1000 section; and

1001 (8) If the candidate withdraws from the campaign, becomes
1002 ineligible or dies during the campaign, the candidate committee of the
1003 candidate will return to the commission, for deposit in the fund, all
1004 moneys received from the fund pursuant to [sections 9-700 to 9-716,

1005 inclusive] this chapter, and section 5 of this act, which said candidate
1006 committee has not spent as of the date of such occurrence.

1007 (c) The application shall be accompanied by a cumulative itemized
1008 accounting of all funds received, expenditures made and expenses
1009 incurred but not yet paid by the candidate committee as of three days
1010 before the applicable application deadline contained in subsection (g)
1011 of this section. Such accounting shall be sworn to under penalty of
1012 false statement by the campaign treasurer of the candidate committee.
1013 The commission shall prescribe the form of the application and the
1014 cumulative itemized accounting. The form for such accounting shall
1015 conform to the requirements of section 9-608. Both the candidate and
1016 the campaign treasurer of the candidate committee shall sign the
1017 application.

1018 (d) In accordance with the provisions of subsection (g) of this
1019 section, the commission shall review the application, determine
1020 whether (1) the candidate committee for the applicant has received the
1021 required qualifying contributions, (2) in the case of an application for a
1022 grant from the fund for a primary campaign, the applicant has met the
1023 applicable condition under subsection (a) of this section for applying
1024 for such grant and complied with the provisions of subsections (b) and
1025 (c) of this section, (3) in the case of an application for a grant from the
1026 fund for a general election campaign, the applicant has met the
1027 applicable condition under subsection (a) of this section for applying
1028 for such moneys and complied with the provisions of subsections (b)
1029 and (c) of this section, and (4) in the case of an application by a minor
1030 party or petitioning party candidate for a grant from the fund for a
1031 general election campaign, the applicant qualifies as an eligible minor
1032 party candidate or an eligible petitioning party candidate, whichever is
1033 applicable. If the commission approves an application, the commission
1034 shall determine the amount of the grant payable to the candidate
1035 committee for the applicant pursuant to section 9-705, as amended by
1036 this act, or section 5 of this act, from the fund, and notify the State
1037 Comptroller and the candidate of such candidate committee, of such
1038 amount. If the timing of the commission's approval of the grant in

1039 relation to the Secretary of the State's determination of ballot status is
1040 such that the commission cannot determine whether the qualified
1041 candidate committee is entitled to the applicable full initial grant for
1042 the primary or election or the applicable partial grant for the primary
1043 or election, as the case may be, the commission shall approve the lesser
1044 applicable partial initial grant. The commission shall then authorize
1045 the payment of the remaining portion of the applicable grant after the
1046 commission has knowledge of the circumstances regarding the ballot
1047 status of the opposing candidates in such primary or election. Not later
1048 than two business days following notification by the commission, the
1049 State Comptroller shall draw an order on the State Treasurer for
1050 payment of any such approved amount to the qualified candidate
1051 committee from the fund.

1052 (e) The State Elections Enforcement Commission shall adopt
1053 regulations, in accordance with the provisions of chapter 54, on
1054 permissible expenditures under subsection (g) of section 9-607 for
1055 qualified candidate committees receiving grants from the fund under
1056 [sections 9-700 to 9-716, inclusive] this chapter, and section 5 of this act.

1057 (f) If a nominated participating candidate dies, withdraws the
1058 candidate's candidacy or becomes disqualified to hold the office for
1059 which the candidate has been nominated after the commission
1060 approves the candidate's application for a grant under this section, the
1061 candidate committee of the candidate who is nominated to replace said
1062 candidate pursuant to section 9-460 shall be eligible to receive grants
1063 from the fund without complying with the provisions of section 9-704,
1064 as amended by this act, if said replacement candidate files an affidavit
1065 under section 9-703, as amended by this act, certifying the candidate's
1066 intent to abide by the expenditure limits set forth in subsection (c) of
1067 section 9-702, as amended by this act, and notifies the commission on a
1068 form prescribed by the commission.

1069 (g) (1) (A) Any application submitted pursuant to this section for a
1070 primary or general election shall be submitted in accordance with the
1071 [following schedule: [(A)] (i) By five o'clock p.m. on the third Thursday

1072 in May of the year that the primary or election will be held at which
1073 such participating candidate will seek nomination or election, or [(B)]
1074 (ii) by five o'clock p.m. on any subsequent Thursday of such year,
1075 provided no application shall be accepted by the commission after five
1076 o'clock p.m. on or after the fourth to last Friday prior to the primary or
1077 election at which such participating candidate will seek nomination or
1078 election] schedules provided for in subparagraph (B) of this
1079 subdivision.

1080 (B) (i) An applicant seeking a grant for a primary campaign under
1081 section 9-705, as amended by this act, or a supplemental grant for a
1082 primary campaign under section 5 of this act shall apply as follows:

1083 (I) By five o'clock p.m. on the third Thursday in May of the year that
1084 the primary or election will be held at which such participating
1085 candidate will seek nomination or election.

1086 (II) By five o'clock p.m. on any subsequent Thursday of such year,
1087 provided no application shall be accepted by the commission after five
1088 o'clock p.m. on or after the fourth Friday immediately prior to the
1089 primary at which such participating candidate will seek nomination.

1090 (III) Notwithstanding the provisions of this subparagraph
1091 concerning applications for grants for a primary campaign, on the
1092 seventh and ninth Thursdays immediately prior to the primary, the
1093 commission shall only review and make determinations about
1094 applications for an initial grant under section 9-705, as amended by
1095 this act, or a supplemental grant under section 5 of this act, for
1096 candidates seeking nomination to the office of Governor, Lieutenant
1097 Governor, Attorney General, State Comptroller, Secretary of the State
1098 or State Treasurer, and supplemental submissions to previously
1099 submitted applications continued without prejudice for candidates
1100 seeking nomination to the office of Governor, Lieutenant Governor,
1101 Attorney General, State Comptroller, Secretary of the State, State
1102 Treasurer, state senator or state representative, and on the third
1103 Thursday immediately prior to the primary, the commission shall only
1104 review and make determinations about applications for supplemental

1105 grants under section 5 of this act for candidates seeking nomination to
1106 the office of Governor, Lieutenant Governor, Attorney General, State
1107 Comptroller, Secretary of the State or State Treasurer.

1108 (ii) An applicant seeking a grant for a general election campaign
1109 under section 9-705, as amended by this act, or a supplemental grant
1110 for a general election campaign under section 5 of this act shall apply
1111 as follows:

1112 (I) By five o'clock p.m. on the third Thursday in May of the year that
1113 the election will be held in which such participating candidate will
1114 seek election.

1115 (II) By five o'clock p.m. on any subsequent Thursday of such year,
1116 provided no application shall be accepted by the commission after five
1117 o'clock p.m. on or after the fifth Thursday immediately prior to the
1118 election at which such participating candidate will seek election in the
1119 case of an applicant seeking a grant under section 9-705, as amended
1120 by this act, and no application shall be accepted by the commission
1121 after five o'clock p.m. on or after the third Thursday immediately prior
1122 to the election at which such participating candidate will seek election
1123 in the case of an applicant seeking a supplemental grant under section
1124 5 of this act.

1125 (III) Notwithstanding the provisions of this section concerning
1126 applications for grants for a general election campaign, only on the
1127 ninth Thursday immediately prior to the election, on the fourth
1128 Thursday immediately prior to the election, and on the third Thursday
1129 immediately prior to the election, the commission shall only review
1130 and make determinations about applications for supplemental grants
1131 under section 5 of this act and supplemental submissions to previously
1132 submitted applications continued without prejudice for candidates
1133 seeking election to the office of Governor, Attorney General, State
1134 Comptroller, Secretary of the State, State Treasurer, state senator or
1135 state representative.

1136 (C) Not later than (i) four business days following any such

1137 Thursday or Friday, [as applicable, or, in the event of a national,
1138 regional or local emergency or local natural disaster, as soon thereafter
1139 as is practicable] as described in subparagraph (B) of this subdivision,
1140 the commission shall review any application from a participating
1141 candidate seeking nomination or election to the office of state senator
1142 or state representative, or (ii) ten business days following any such
1143 Thursday or Friday, as described in said subparagraph (B), from
1144 participating candidates seeking nomination or election to the office of
1145 Governor, Lieutenant Governor, Attorney General, State Comptroller,
1146 Secretary of the State or State Treasurer, received by such Thursday or
1147 Friday, in accordance with the provisions of subsection (d) of this
1148 section, and determine whether such application shall be approved or
1149 disapproved. In the case of a natural, regional or local emergency or
1150 local natural disaster, the commission shall review any such
1151 application as soon thereafter as is practicable. For any such initial
1152 submission of an application that is approved, any disbursement of
1153 funds shall be made not later than twelve business days prior to any
1154 such primary or general election. From the third week of June in even-
1155 numbered years until the third week in July, the commission shall
1156 meet twice weekly to determine whether or not to approve
1157 applications for grants if there are pending grant applications.

1158 (2) Notwithstanding the provisions of subdivision (1) of this
1159 subsection, no application for a special election shall be accepted by
1160 the commission after five o'clock p.m. on or after ten business days
1161 prior to the special election at which such participating candidate will
1162 seek election. Not later than three business days following such
1163 deadline, or, in the event of a national, regional or local emergency or
1164 local natural disaster, as soon thereafter as practicable, the commission
1165 shall review any such application received by such deadline, in
1166 accordance with the provisions of subsection (d) of this section, and
1167 determine whether such application shall be approved or disapproved.
1168 For any such application that is approved, any disbursement of funds
1169 shall be made not later than seven business days prior to any such
1170 special election.

1171 (3) The commission shall publish such application review schedules
1172 and meeting schedules on the commission's web site and with the
1173 Secretary of the State.

1174 Sec. 7. Section 9-713 of the general statutes is repealed and the
1175 following is substituted in lieu thereof (*Effective from passage*):

1176 (a) If the State Elections Enforcement Commission determines that
1177 contributions, loans or other funds have been received, or that an
1178 expenditure is made, or obligated to be made, by a nonparticipating
1179 candidate who is opposed by one or more participating candidates for
1180 the office of state senator or state representative in a primary campaign
1181 or a general election campaign, which in the aggregate exceed one
1182 hundred per cent of the applicable expenditure limit for the applicable
1183 primary or general election campaign period, as defined in subdivision
1184 (1) of subsection (b) of section 9-712, as amended by this act, the
1185 commission shall process a voucher not later than two business days
1186 after the commission's determination and the State Comptroller shall
1187 draw an order on the State Treasurer for payment, by electronic fund
1188 transfer directly into the campaign account of each such participating
1189 candidate, not later than three business days after receipt of an
1190 authorized voucher from the commission. The commission's
1191 determination may be made either on its own initiative to review the
1192 contributions, loans or other funds received or expenditures made, or
1193 obligated to be made of the nonparticipating candidate or upon
1194 request for review by any said participating candidate. Supplemental
1195 grant money under this subsection shall only be transmitted to the
1196 candidate committee of each such participating candidate who has not
1197 made an expenditure in excess of the sum of (1) the amount of the
1198 applicable qualifying contributions that the participating candidate is
1199 required to receive under section 9-704, as amended by this act, to be
1200 eligible for grants from the Citizens' Election Fund, and (2) one
1201 hundred per cent of the applicable primary or general election grant.
1202 The amount of such additional moneys for each such participating
1203 candidate shall be twenty-five per cent of the applicable primary or
1204 general election grant. Upon the commission's determination that a

1205 participating candidate is entitled to any such additional moneys, the
1206 candidate committee may incur the obligation to make such additional
1207 expenditures not greater than the amount approved as a supplemental
1208 grant received under this subsection. No participating candidate shall
1209 receive more than one payment of moneys under this subsection for
1210 any campaign.

1211 (b) If the State Elections Enforcement Commission determines that
1212 contributions, loans or other funds have been received, or that an
1213 expenditure is made, or obligated to be made, by a nonparticipating
1214 candidate who is opposed by one or more participating candidates for
1215 the office of state senator or state representative in a primary campaign
1216 or a general election campaign, which in the aggregate exceeds one
1217 hundred twenty-five per cent of the applicable expenditure limit for
1218 the applicable primary or general election campaign period, as defined
1219 in subdivision (1) of subsection (b) of section 9-712, as amended by this
1220 act, the commission shall process a voucher not later than two business
1221 days after its determination and the State Comptroller shall draw an
1222 order on the State Treasurer for payment, by electronic fund transfer
1223 directly into the campaign account of each such participating
1224 candidate, not later than three business days after receipt of an
1225 authorized voucher from the commission. The commission's
1226 determination may be made either on its own initiative to review the
1227 contributions, loans or other funds received, or expenditures made or
1228 obligated to be made of the nonparticipating candidate or upon
1229 request for review by any said participating candidate. Supplemental
1230 grant money under this subsection shall only be transmitted to the
1231 candidate committee of each such participating candidate who has not
1232 made an expenditure in excess of the sum of (1) the amount of the
1233 applicable qualifying contributions that the participating candidate is
1234 required to receive under section 9-704, as amended by this act, to be
1235 eligible for grants from the Citizens' Election Fund, and (2) one
1236 hundred per cent of the applicable primary or general election grant.
1237 The amount of such additional moneys for each such participating
1238 candidate shall be twenty-five per cent of the applicable primary or
1239 general election grant. Upon the commission's determination that a

1240 participating candidate is entitled to any such additional moneys, the
1241 candidate committee may incur the obligation to make such additional
1242 expenditures not greater than the amount approved as a supplemental
1243 grant received under this subsection. No participating candidate shall
1244 receive more than one payment of moneys under this subsection for
1245 any campaign.

1246 (c) If the State Elections Enforcement Commission determines that
1247 contributions, loans or other funds have been received, or that an
1248 expenditure is made, or obligated to be made, by a nonparticipating
1249 candidate who is opposed by one or more participating candidates for
1250 the office of state senator or state representative in a primary campaign
1251 or a general election campaign, which in the aggregate exceeds one
1252 hundred fifty per cent of the applicable expenditure limit for the
1253 applicable primary or general election campaign period, as defined in
1254 subdivision (1) of subsection (b) of section 9-712, as amended by this
1255 act, the commission shall process a voucher not later than two business
1256 days after its determination and the State Comptroller shall draw an
1257 order on the State Treasurer for payment, by electronic fund transfer
1258 directly into the campaign account of each such participating
1259 candidate, not later than three business days after receipt of an
1260 authorized voucher from the commission. The commission's
1261 determination may be made either on its own initiative to review the
1262 contributions, loans or other funds received, or expenditures made or
1263 obligated to be made of the nonparticipating candidate or upon
1264 request for review by any said participating candidate. Supplemental
1265 grant money under this subsection shall only be transmitted to the
1266 candidate committee of each such participating candidate who has not
1267 made an expenditure in excess of the sum of (1) the amount of the
1268 applicable qualifying contributions that the participating candidate is
1269 required to receive under section 9-704, as amended by this act, to be
1270 eligible for grants from the Citizens' Election Fund, and (2) one
1271 hundred per cent of the applicable primary or general election grant.
1272 The amount of such additional moneys for each such participating
1273 candidate shall be twenty-five per cent of the applicable primary or
1274 general election grant. Upon the commission's determination that a

1275 participating candidate is entitled to any such additional moneys, the
1276 candidate committee may incur the obligation to make such additional
1277 expenditures not greater than the amount approved as a supplemental
1278 grant received under this subsection. No participating candidate shall
1279 receive more than one payment of moneys under this subsection for
1280 any campaign.

1281 (d) If the State Elections Enforcement Commission determines that
1282 contributions, loans or other funds have been received, or that an
1283 expenditure is made, or obligated to be made, by a nonparticipating
1284 candidate who is opposed by one or more participating candidates for
1285 the office of state senator or state representative in a primary campaign
1286 or a general election campaign, which in the aggregate exceeds one
1287 hundred seventy-five per cent of the applicable expenditure limit for
1288 the applicable primary or general election campaign period, as defined
1289 in subdivision (1) of subsection (b) of section 9-712, as amended by this
1290 act, the commission shall process a voucher not later than two business
1291 days after its determination and the State Comptroller shall draw an
1292 order on the State Treasurer for payment, by electronic fund transfer
1293 directly into the campaign account of each such participating
1294 candidate, not later than three business days after receipt of an
1295 authorized voucher from the commission. The commission's
1296 determination may be made either on its own initiative to review the
1297 contributions, loans or other funds received, or expenditures made or
1298 obligated to be made of the nonparticipating candidate or upon
1299 request for review by any said participating candidate. Supplemental
1300 grant money under this subsection shall only be transmitted to the
1301 candidate committee of each such participating candidate who has not
1302 made an expenditure in excess of the sum of (1) the amount of the
1303 applicable qualifying contributions that the participating candidate is
1304 required to receive under section 9-704, as amended by this act, to be
1305 eligible for grants from the Citizens' Election Fund, and (2) one
1306 hundred per cent of the applicable primary or general election grant.
1307 The amount of such additional moneys for each such participating
1308 candidate shall be twenty-five per cent of the applicable primary or
1309 general election grant. Upon the commission's determination that a

1310 participating candidate is entitled to any such additional moneys, the
1311 candidate committee may incur the obligation to make such additional
1312 expenditures not greater than the amount approved as a supplemental
1313 grant received under this subsection. No participating candidate shall
1314 receive more than one payment of moneys under this subsection for
1315 any campaign.

1316 (e) If the State Elections Enforcement Commission determines that
1317 an expenditure is made, or obligated to be made, by a participating
1318 candidate who is opposed by one or more other participating
1319 candidates for the office of state senator or state representative in a
1320 primary campaign or a general election campaign, which is in excess of
1321 the sum of (1) the amount of the applicable qualifying contributions
1322 that a candidate is required to receive under section 9-704, as amended
1323 by this act, to be eligible for grants from the Citizens' Election Fund,
1324 and (2) the amount of the applicable grant for said participating
1325 candidates for said campaign authorized under section 9-705, as
1326 amended by this act, the State Elections Enforcement Commission
1327 shall immediately notify the State Comptroller and said participating
1328 candidates and shall process a voucher equal to the amount of such
1329 excess expenditure utilizing the State Comptroller's accounting system.
1330 Any such voucher shall be processed by the commission not later than
1331 two business days after its determination that said [nonparticipating]
1332 participating candidate has made, or incurred the obligation to make,
1333 an expenditure or expenditures in such excess amounts. The State
1334 Comptroller shall draw an order on the State Treasurer for payment,
1335 by electronic fund transfer directly into the campaign account of each
1336 such participating candidate, not later than three business days after
1337 receipt of an authorized voucher from the commission. The
1338 commission's determination may be made either on its own initiative
1339 to review the expenditures of the nonparticipating candidate or upon
1340 request for review by said participating candidate. Upon the
1341 commission's determination that a participating candidate is entitled to
1342 any such additional moneys, the candidate committee may incur the
1343 obligation to make such additional expenditures not greater than the
1344 amount approved as a supplemental grant under this subsection. No

1345 participating candidate shall receive more than one payment of
1346 moneys under this section for any campaign. Notwithstanding the
1347 provisions of this subsection, if the State Comptroller receives a notice
1348 described in this subsection from the State Elections Enforcement
1349 Commission within the seven-day period preceding a primary or an
1350 election or if such additional moneys are held in escrow within the
1351 Citizens' Election Fund for the benefit of the candidate committee of
1352 any such participating candidate on the seventh day prior to the day of
1353 a primary or an election, the State Comptroller (A) shall not hold any
1354 such additional moneys in escrow within the Citizens' Election Fund,
1355 and (B) shall immediately pay such additional moneys to the candidate
1356 committee of each such participating candidate.

1357 (f) If, during the ninety-six-hour period beginning at five o'clock
1358 p.m. on the Thursday preceding the day of a primary or an election,
1359 the commission receives a notice from a participating candidate for the
1360 office of state senator or state representative that contributions, loans
1361 or other funds have been received, or that an expenditure is made, or
1362 obligated to be made, which exceed one hundred per cent, one
1363 hundred twenty-five per cent, one hundred fifty per cent, or one
1364 hundred seventy-five per cent of the applicable expenditure limit for
1365 the applicable primary or general election period, as defined in
1366 subdivision (1) of subsection (b) of section 9-712, as amended by this
1367 act, by an opposing candidate that have not yet been reported to the
1368 commission, the commission shall expeditiously review such notice
1369 and notify the State Comptroller, who shall immediately process a
1370 voucher, utilizing the State Comptroller's accounting system. The
1371 amount of such additional moneys for each such participating
1372 candidate shall be equivalent to the applicable grant that would be
1373 received pursuant to subsection (a), (b), (c) [] or (d) of this section.
1374 Upon the commission's determination that a participating candidate is
1375 entitled to any such additional moneys, the candidate committee may
1376 incur the obligation to make such additional expenditures not greater
1377 than the amount approved as a supplemental grant under this
1378 subsection.

1379 (g) The maximum aggregate amount of moneys that the qualified
1380 candidate committee of a participating candidate for the office of state
1381 senator or state representative shall receive under subsections (a) to (f),
1382 inclusive, of this section for a primary campaign or a general election
1383 campaign to match excess expenditures by an opposing candidate
1384 shall not exceed (1) the highest amount of excess expenditures by an
1385 opposing candidate during said campaign, or (2) the amount of the
1386 applicable grant authorized under section 9-705, as amended by this
1387 act, for said participating candidate for the campaign, whichever is
1388 less.

1389 Sec. 8. Section 9-714 of the general statutes is repealed and the
1390 following is substituted in lieu thereof (*Effective from passage*):

1391 (a) The State Elections Enforcement Commission, (1) upon the
1392 receipt of a report under subsection (e) of section 9-612 that an
1393 independent expenditure has been made or obligated to be made, with
1394 the intent to promote the defeat of a participating candidate for the
1395 office of state senator or state representative whose candidate
1396 committee has received a grant under section 9-705, as amended by
1397 this act, for a primary campaign or a general election campaign, or (2)
1398 upon determining at the request of any such participating candidate
1399 that such an independent expenditure has been made or obligated to
1400 be made with such intent, shall immediately notify the State
1401 Comptroller that additional moneys, equal to the amount of the
1402 independent expenditure, shall be paid to the candidate committee of
1403 such participating candidate. Not later than two business days
1404 following notification by the commission, the State Comptroller shall
1405 draw an order on the State Treasurer for payment of such amount to
1406 said candidate committee from the Citizens' Election Fund.

1407 (b) If, during the ninety-six-hour period beginning at five o'clock
1408 p.m. on the Thursday preceding the day of a primary or an election,
1409 the commission receives (1) a report under subsection (e) of section 9-
1410 612 that an independent expenditure has been made or obligated to be
1411 made, with the intent to promote the defeat of a participating

1412 candidate for the office of state senator or state representative, or (2) a
1413 notice from a participating candidate that such an independent
1414 expenditure has been made or obligated to be made but not yet been
1415 reported to the commission, the commission shall expeditiously review
1416 the report or such notice, as the case may be, and notify the State
1417 Comptroller, who shall immediately wire or electronically transfer
1418 moneys from the fund, in the amount of such independent
1419 expenditures confirmed or estimated by the commission, to the
1420 qualified candidate committee of said participating candidate or to any
1421 person requested by the participating candidate.

1422 (c) (1) The maximum aggregate amount of moneys that the qualified
1423 candidate committee of a participating candidate for the office of state
1424 senator or state representative shall receive under subsections (a) and
1425 (b) of this section to match independent expenditures made, or
1426 obligated to be made, with the intent to promote the defeat of said
1427 participating candidate shall not exceed the amount of the applicable
1428 grant authorized under section 9-705, as amended by this act, for the
1429 participating candidate for the primary campaign or general election
1430 campaign in which such independent expenditures are made or
1431 obligated to be made.

1432 (2) The additional moneys under subsections (a) and (b) of this
1433 section to match independent expenditures shall be granted to the
1434 qualified candidate committee of a participating candidate for the
1435 office of state senator or state representative opposed by a
1436 nonparticipating candidate only if the nonparticipating candidate's
1437 campaign expenditures, combined with the amount of the
1438 independent expenditures, exceed the amount of the applicable grant
1439 authorized under section 9-705, as amended by this act, for the
1440 participating candidate for the primary campaign or general election
1441 campaign in which such independent expenditures are made or
1442 obligated to be made.

1443 Sec. 9. Section 9-717 of the general statutes is repealed and the
1444 following is substituted in lieu thereof (*Effective from passage*):

1445 (a) If, on or after April fifteenth of any year in which a general
1446 election is scheduled to occur, or on or after the forty-fifth day prior to
1447 any special election scheduled relative to any vacancy in the General
1448 Assembly, a court of competent jurisdiction prohibits or limits, or
1449 continues to prohibit or limit, the expenditure of funds from the
1450 Citizens' Election Fund established in section 9-701, as amended by
1451 this act, for grants or moneys for candidate committees [authorized
1452 under sections 9-700 to 9-716, inclusive, for a period of one hundred
1453 sixty-eight hours or more, (1) sections 1-100b, 9-700 to 9-716, inclusive,
1454 9-750, 9-751 and 9-760 and section 49 of public act 05-5 of the October
1455 25 special session shall be inoperative and have no effect with respect
1456 to any race that is the subject of such court order until December
1457 thirty-first of such year, and (2) (A) the amendments made to the
1458 provisions of the sections of the general statutes pursuant to public act
1459 05-5 of the October 25 special session shall be inoperative until
1460 December thirty-first of such year, (B) the provisions of said sections of
1461 the general statutes, revision of 1958, revised to December 30, 2006,
1462 shall be effective until December thirty-first of such year, and (C) the
1463 provisions of subsections (g) to (j), inclusive, of section 9-612 shall not
1464 be implemented until December thirty-first of such year. If, on the
1465 April fifteenth of the second year succeeding such original prohibition
1466 or limitation, any such prohibition or limitation is in effect, the
1467 provisions of subdivisions (1) and (2) of this section shall be
1468 implemented and remain in effect without the time limitation
1469 described in said subdivisions (1) and (2)] for candidates for the office
1470 of state senator or state representative, provisions of this chapter
1471 pertaining to candidate committees for such candidates shall be
1472 inoperative and have no effect with respect to any race for the office of
1473 state senator or state representative. Provisions of this chapter
1474 pertaining to candidate committees for the office of Governor,
1475 Lieutenant Governor, Attorney General, State Comptroller, Secretary
1476 of the State and State Treasurer shall remain operative and in effect.

1477 (b) Any candidate who has received any funds pursuant to the
1478 provisions of sections 1-100b, 9-700 to 9-716, inclusive, as amended by
1479 this act, 9-750, 9-751 and 9-760 and section 49 of public act 05-5 of the

1480 October 25 special session prior to any such prohibition or limitation
1481 taking effect may retain and expend such funds in accordance with
1482 said sections unless prohibited from doing so by the court.

1483 Sec. 10. Section 9-701 of the 2010 supplement to the general statutes
1484 is repealed and the following is substituted in lieu thereof (*Effective*
1485 *from passage*):

1486 There is established the "Citizens' Election Fund", which shall be a
1487 separate, nonlapsing account within the General Fund. The fund may
1488 contain any moneys required by law to be deposited in the fund.
1489 Investment earnings credited to the assets of the fund shall become
1490 part of the assets of the fund. The State Treasurer shall administer the
1491 fund. All moneys deposited in the fund shall be used for the purposes
1492 of sections 9-700 to 9-716, inclusive, as amended by this act, and
1493 section 5 of this act.

1494 Sec. 11. Section 9-703 of the general statutes is repealed and the
1495 following is substituted in lieu thereof (*Effective from passage*):

1496 (a) Each candidate for nomination or election to the office of state
1497 senator or state representative in 2008, or thereafter, or the office of
1498 Governor, Lieutenant Governor, Attorney General, State Comptroller,
1499 Secretary of the State or State Treasurer in 2010, or thereafter, shall file
1500 an affidavit with the State Elections Enforcement Commission. The
1501 affidavit shall include a written certification that the candidate either
1502 intends to abide by the expenditure limits under the Citizens' Election
1503 Program set forth in subsection (c) of section 9-702, as amended by this
1504 act, or does not intend to abide by said limits. If the candidate intends
1505 to abide by said limits, the affidavit shall also include written
1506 certifications (1) that the campaign treasurer of the candidate
1507 committee for said candidate shall expend any moneys received from
1508 the Citizens' Election Fund in accordance with the provisions of
1509 subsection (g) of section 9-607 and regulations adopted by the State
1510 Elections Enforcement Commission under subsection (e) of section 9-
1511 706, as amended by this act, (2) that the candidate shall repay to the
1512 fund any such moneys that are not expended in accordance with

1513 subsection (g) of said section 9-607 and said regulations, (3) that the
1514 candidate and the campaign treasurer shall comply with the
1515 provisions of subdivision (1) of subsection (a) of section 9-711, as
1516 amended by this act, and (4) stating the candidate's status as a major
1517 party, minor party or petitioning party candidate and, in the case of a
1518 major party or minor party candidate, the name of such party. The
1519 written certification described in subdivision (3) of this subsection shall
1520 be made by both the candidate and the campaign treasurer of the
1521 candidate committee for said candidate. A candidate for nomination or
1522 election to any such office shall file such affidavit not later than four
1523 o'clock p.m. on the twenty-fifth day before the day of a primary, if
1524 applicable, or on the fortieth day before the day of the election for such
1525 office, except that in the case of a special election for the office of state
1526 senator or state representative, the candidate shall file such affidavit
1527 not later than four o'clock p.m. on the twenty-fifth day before the day
1528 of such special election.

1529 (b) A candidate who so certifies the candidate's intent to abide by
1530 the expenditure limits under the Citizens' Election Program set forth in
1531 subsection (c) of section 9-702, as amended by this act, shall be referred
1532 to in [sections 9-700 to 9-716, inclusive,] this chapter and section 5 of
1533 this act as a "participating candidate" and a candidate who so certifies
1534 the candidate's intent to not abide by said limits shall be referred to in
1535 [sections 9-700 to 9-716, inclusive,] this chapter and section 5 of this act
1536 as a "nonparticipating candidate". The commission shall prepare a list
1537 of the participating candidates and a list of the nonparticipating
1538 candidates and shall make such lists available for public inspection.

1539 (c) A participating candidate may withdraw from participation in
1540 the Citizens' Election Program before applying for an initial grant
1541 under section 9-706, as amended by this act, by filing an affidavit with
1542 the State Elections Enforcement Commission, which includes a written
1543 certification of such withdrawal. A candidate who files such an
1544 affidavit shall be deemed to be a nonparticipating candidate for the
1545 purposes of [sections 9-700 to 9-716, inclusive,] this chapter and section
1546 5 of this act and shall not be penalized for such withdrawal. No

1547 participating candidate shall withdraw from participation in the
1548 Citizens' Election Program after applying for an initial grant under
1549 section 9-706, as amended by this act.

1550 Sec. 12. Section 9-707 of the general statutes is repealed and the
1551 following is substituted in lieu thereof (*Effective from passage*):

1552 Following the initial deposit of moneys from the Citizens' Election
1553 Fund into the depository account of a qualified candidate committee,
1554 no contribution, loan, amount of the candidate's own moneys or any
1555 other moneys received by the candidate or the campaign treasurer on
1556 behalf of the committee shall be deposited into said depository
1557 account, except (1) any grants from the fund under section 9-705, as
1558 amended by this act, and sections 9-713 and 9-714, as amended by this
1559 act, and section 5 of this act, and (2) [any additional moneys from the
1560 fund as provided in sections 9-713 and 9-714] any supplemental
1561 qualifying contributions received in accordance with the provisions of
1562 subsection (b) of section 9-704, as amended by this act, and the
1563 provisions of subdivision (3) of subsection (c) of section 9-702, as
1564 amended by this act.

1565 Sec. 13. Section 9-708 of the general statutes is repealed and the
1566 following is substituted in lieu thereof (*Effective from passage*):

1567 A qualified candidate committee that received moneys from the
1568 Citizens' Election Fund for a primary campaign and whose candidate
1569 is the party nominee shall receive a grant from the fund for a general
1570 election campaign, unless such candidate is unopposed in the general
1571 election campaign, as described in subdivision (3) of subsection (i) of
1572 section 9-705, as amended by this act. Upon receiving verification from
1573 the Secretary of the State of the declaration by the Secretary of the State
1574 in accordance with the provisions of section 9-440 of the results of the
1575 votes cast at the primary, the State Elections Enforcement Commission
1576 shall notify the State Comptroller of the amount payable to such
1577 qualified candidate committee pursuant to section 9-705, as amended
1578 by this act. Not later than two business days following notification by
1579 the commission, the State Comptroller shall draw an order on the State

1580 Treasurer for payment of the general election campaign grant to said
1581 committee from said fund.

1582 Sec. 14. Subsection (a) of section 9-711 of the general statutes is
1583 repealed and the following is substituted in lieu thereof (*Effective from*
1584 *passage*):

1585 (a) If an expenditure in excess of the applicable expenditure limit set
1586 forth in subsection (c) of section 9-702, as amended by this act, is made
1587 or incurred by a qualified candidate committee that receives a grant
1588 from the Citizens' Election Fund pursuant to section 9-706, as amended
1589 by this act, (1) the candidate and campaign treasurer of said committee
1590 shall be jointly and severally liable for paying for the excess
1591 expenditure, (2) the committee shall not receive any additional grants
1592 or moneys from the fund for the remainder of the election cycle if the
1593 State Elections Enforcement Commission determines that the
1594 candidate or campaign treasurer of said committee had knowledge of
1595 the excess expenditure, (3) the campaign treasurer shall be subject to
1596 penalties under section 9-7b, and (4) the candidate of said candidate
1597 committee shall be deemed to be a nonparticipating candidate for the
1598 purposes of [sections 9-700 to 9-716, inclusive,] this chapter and section
1599 5 of this act if the commission determines that the candidate or
1600 campaign treasurer of said committee had knowledge of the excess
1601 expenditure. The commission may waive the provisions of this
1602 subsection upon determining that an excess expenditure is de minimis.
1603 The commission shall adopt regulations, in accordance with the
1604 provisions of chapter 54, establishing standards for making such
1605 determinations. Such standards shall include, but not be limited to, a
1606 finding by the commission that the candidate or campaign treasurer
1607 has, from the candidate's or campaign treasurer's personal funds,
1608 either paid the excess expenditure or reimbursed the qualified
1609 candidate committee for its payment of the excess expenditure.

1610 Sec. 15. Subsections (a) and (b) of section 9-716 of the general
1611 statutes are repealed and the following is substituted in lieu thereof
1612 (*Effective from passage*):

1613 (a) Not later than June 1, 2007, and annually thereafter, the State
1614 Elections Enforcement Commission shall issue a report on the status of
1615 the Citizens' Election Fund during the previous calendar year. Such
1616 report shall include the amount of moneys deposited in the fund, the
1617 sources of moneys received by category, the number of contributions,
1618 the number of contributors, the amount of moneys expended by
1619 category, the recipients of moneys distributed from the fund and an
1620 accounting of the costs incurred by the commission in administering
1621 the provisions of [sections 9-700 to 9-716, inclusive] this chapter and
1622 section 5 of this act.

1623 (b) Not later than January first in any year in which a state election
1624 is to be held, the commission shall determine whether the amount of
1625 moneys in the fund is sufficient to carry out the purposes of [sections
1626 9-700 to 9-716, inclusive] this chapter and section 5 of this act. If the
1627 commission determines that such amount is not sufficient to carry out
1628 such purposes, the commission shall, not later than three days after
1629 such later determination, (1) determine the percentage of the fund's
1630 obligations that can be met for such election, (2) recalculate the amount
1631 of each payment that each qualified candidate committee is entitled to
1632 receive under section 9-706, as amended by this act, by multiplying
1633 such percentage by the amount that such committee would have been
1634 entitled to receive under [sections 9-700 to 9-716, inclusive,] this
1635 chapter and section 5 of this act if there were a sufficient amount of
1636 moneys in the fund, and (3) notify each such committee of such
1637 insufficiency, percentage and applicable recalculation. After a qualified
1638 candidate committee under section 9-706, as amended by this act, first
1639 receives any such recalculated payment, the committee may resume
1640 accepting contributions, which shall not be subject to the restrictions
1641 on qualifying contributions under section 9-704, as amended by this
1642 act, and making expenditures from such contributions, up to the
1643 highest amount of expenditures made by an opposing
1644 nonparticipating candidate in the same primary campaign or general
1645 election campaign. The commission shall also issue a report on said
1646 determination.

1647 Sec. 16. Section 9-601a of the general statutes is repealed and the
1648 following is substituted in lieu thereof (*Effective from passage*):

1649 (a) As used in this chapter, [and sections 9-700 to 9-716, inclusive]
1650 chapter 157 and section 5 of this act, "contribution" means:

1651 (1) Any gift, subscription, loan, advance, payment or deposit of
1652 money or anything of value, made for the purpose of influencing the
1653 nomination for election, or election, of any person or for the purpose of
1654 aiding or promoting the success or defeat of any referendum question
1655 or on behalf of any political party;

1656 (2) A written contract, promise or agreement to make a contribution
1657 for any such purpose;

1658 (3) The payment by any person, other than a candidate or campaign
1659 treasurer, of compensation for the personal services of any other
1660 person which are rendered without charge to a committee or candidate
1661 for any such purpose;

1662 (4) An expenditure when made by a person with the cooperation of,
1663 or in consultation with, any candidate, candidate committee or
1664 candidate's agent or which is made in concert with, or at the request or
1665 suggestion of, any candidate, candidate committee or candidate's
1666 agent, including a coordinated expenditure; or

1667 (5) Funds received by a committee which are transferred from
1668 another committee or other source for any such purpose.

1669 (b) As used in this chapter, [and sections 9-700 to 9-716, inclusive]
1670 chapter 157 and section 5 of this act, "contribution" does not mean:

1671 (1) A loan of money made in the ordinary course of business by a
1672 national or state bank;

1673 (2) Any communication made by a corporation, organization or
1674 association to its members, owners, stockholders, executive or
1675 administrative personnel, or their families;

1676 (3) Nonpartisan voter registration and get-out-the-vote campaigns
1677 by any corporation, organization or association aimed at its members,
1678 owners, stockholders, executive or administrative personnel, or their
1679 families;

1680 (4) Uncompensated services provided by individuals volunteering
1681 their time;

1682 (5) The use of real or personal property, and the cost of invitations,
1683 food or beverages, voluntarily provided by an individual to a
1684 candidate or on behalf of a state central or town committee, in
1685 rendering voluntary personal services for candidate or party-related
1686 activities at the individual's residence, to the extent that the cumulative
1687 value of the invitations, food or beverages provided by the individual
1688 on behalf of any single candidate does not exceed two hundred dollars
1689 with respect to any single election, and on behalf of all state central
1690 and town committees does not exceed four hundred dollars in any
1691 calendar year;

1692 (6) The sale of food or beverage for use in a candidate's campaign or
1693 for use by a state central or town committee at a discount, if the charge
1694 is not less than the cost to the vendor, to the extent that the cumulative
1695 value of the discount given to or on behalf of any single candidate does
1696 not exceed two hundred dollars with respect to any single election,
1697 and on behalf of all state central and town committees does not exceed
1698 four hundred dollars in a calendar year;

1699 (7) Any unreimbursed payment for travel expenses made by an
1700 individual who on the individual's own behalf volunteers the
1701 individual's personal services to any single candidate to the extent the
1702 cumulative value does not exceed two hundred dollars with respect to
1703 any single election, and on behalf of all state central or town
1704 committees does not exceed four hundred dollars in a calendar year;

1705 (8) The payment, by a party committee, political committee or an
1706 individual, of the costs of preparation, display, mailing or other
1707 distribution incurred by the committee or individual with respect to

1708 any printed slate card, sample ballot or other printed list containing
1709 the names of three or more candidates;

1710 (9) The donation of any item of personal property by an individual
1711 to a committee for a fund-raising affair, including a tag sale or auction,
1712 or the purchase by an individual of any such item at such an affair, to
1713 the extent that the cumulative value donated or purchased does not
1714 exceed fifty dollars;

1715 (10) (A) The purchase of advertising space which clearly identifies
1716 the purchaser, in a program for a fund-raising affair sponsored by the
1717 candidate committee of a candidate for an office of a municipality,
1718 provided the cumulative purchase of such space does not exceed two
1719 hundred fifty dollars from any single such candidate or the candidate's
1720 committee with respect to any single election campaign if the
1721 purchaser is a business entity or fifty dollars for purchases by any
1722 other person;

1723 (B) The purchase of advertising space which clearly identifies the
1724 purchaser, in a program for a fund-raising affair sponsored by a town
1725 committee, provided the cumulative purchase of such space does not
1726 exceed two hundred fifty dollars from any single town committee in
1727 any calendar year if the purchaser is a business entity or fifty dollars
1728 for purchases by any other person. Notwithstanding the provisions of
1729 this subparagraph, the following may not purchase advertising space
1730 in a program for a fund-raising affair sponsored by a town committee:
1731 (i) A communicator lobbyist, (ii) a member of the immediate family of
1732 a communicator lobbyist, (iii) a state contractor, (iv) a prospective state
1733 contractor, or (v) a principal of a state contractor or prospective state
1734 contractor. As used in this subparagraph, "state contractor",
1735 "prospective state contractor" and "principal of a state contractor or
1736 prospective state contractor" have the same meanings as provided in
1737 subsection (g) of section 9-612;

1738 (11) The payment of money by a candidate to the candidate's
1739 candidate committee;

1740 (12) The donation of goods or services by a business entity to a
 1741 committee for a fund-raising affair, including a tag sale or auction, to
 1742 the extent that the cumulative value donated does not exceed one
 1743 hundred dollars;

1744 (13) The advance of a security deposit by an individual to a
 1745 telephone company, as defined in section 16-1, for telecommunications
 1746 service for a committee, provided the security deposit is refunded to
 1747 the individual;

1748 (14) The provision of facilities, equipment, technical and managerial
 1749 support, and broadcast time by a community antenna television
 1750 company, as defined in section 16-1, for community access
 1751 programming pursuant to section 16-331a, unless (A) the major
 1752 purpose of providing such facilities, equipment, support and time is to
 1753 influence the nomination or election of a candidate, or (B) such
 1754 facilities, equipment, support and time are provided on behalf of a
 1755 political party;

1756 (15) The sale of food or beverage by a town committee to an
 1757 individual at a town fair, county fair or similar mass gathering held
 1758 within the state, to the extent that the cumulative payment made by
 1759 any one individual for such items does not exceed fifty dollars; or

1760 (16) An organization expenditure by a party committee, legislative
 1761 caucus committee or legislative leadership committee.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	9-700
Sec. 2	<i>from passage</i>	9-702
Sec. 3	<i>from passage</i>	9-704
Sec. 4	<i>from passage</i>	9-705
Sec. 5	<i>from passage</i>	New section
Sec. 6	<i>from passage</i>	9-706
Sec. 7	<i>from passage</i>	9-713
Sec. 8	<i>from passage</i>	9-714

Sec. 9	<i>from passage</i>	9-717
Sec. 10	<i>from passage</i>	9-701
Sec. 11	<i>from passage</i>	9-703
Sec. 12	<i>from passage</i>	9-707
Sec. 13	<i>from passage</i>	9-708
Sec. 14	<i>from passage</i>	9-711(a)
Sec. 15	<i>from passage</i>	9-716(a) and (b)
Sec. 16	<i>from passage</i>	9-601a

Statement of Legislative Commissioners:

In sections 1, 2(c), 3(a), 4(i), 5(e), and 13, provisions were rephrased for clarity and statutory consistency.

GAE *Joint Favorable Subst.*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note

State Impact:

Agency Affected	Fund-Effect	FY 10 \$	FY 11 \$	FY 12 \$
Elect. Enforcement Com.	GF - Savings	200,000 - 400,000	1,800,000 - 3,600,000	Minimal

Note: GF=General Fund

Municipal Impact: None

Explanation

The bill would save the Citizens' Election Program (CEP) an estimated \$2 million - \$4 million during the November 2010 election cycle by:

(1) Reducing initial grants to candidates for statewide offices other than Governor;

(2) Eliminating independent expenditure and excess expenditure grants to candidates for any statewide office and replacing them with matching (according to contribution levels) supplemental grants; and

(3) Eliminating grants for unopposed statewide and legislative candidates.

The bill also changes the threshold for minor and petitioning party ("third party") candidates for statewide offices to receive grants, which is not anticipated to have a fiscal impact.

It is estimated that the cost of the November 2010 election will range from \$32 million - \$48 million under provisions within current law. The bill reduces this range to \$30 million - \$44 million, depending upon participation levels in the CEP.

The Citizens' Election Fund (CEF), which supports the CEP, has a balance of \$43 million. The CEF is scheduled to receive approximately \$18 million in revenue during FY 11 with a planned transfer of \$7 million to the General Fund (net gain of \$11 million) to help cover the FY 11 General Fund projected deficit. The total funds available are therefore approximately \$54 million. It is uncertain whether or not the full \$18 million in revenue will be deposited into the fund prior to the November 2010 election since the deposits are dependant upon the amounts and timing of funds generated from unclaimed property.

SB 389: Changes in Grant Amounts				
	Current Law		SB 389	
	Primary	General Election	Primary	General Election
Governor's Office				
Grant Amount	1,250,000	3,000,000	1,250,000	3,000,000
Independent Expenditure (max)	1,250,000	3,000,000		
Excess Expenditure (max)	1,250,000	3,000,000		
Supplemental Grant ¹			937,500	2,250,000
Other Statewide Offices				
Grant Amount	375,000	750,000	200,000	500,000
Independent Expenditure (max)	375,000	750,000		
Excess Expenditure (max)	375,000	750,000		
Supplemental Grant ¹			180,000	375,000

¹ Supplemental grants are distributed based on a 3:1 matching program where candidates received \$3 for every \$1 raised through additional contributions, up to a maximum amount. For example, in the gubernatorial primary, candidates may raise up to an additional \$312,500 and receive a matching grant of \$937,500.

The Out Years

The ongoing fiscal impact identified above would vary according to the election cycle and is subject to inflation.

OLR Bill Analysis**sSB 389*****AN ACT CONCERNING THE CITIZENS' ELECTION PROGRAM FOR STATE-WIDE OFFICES.*****SUMMARY:**

This bill makes changes to the voluntary Citizens' Election Program (CEP), and in effect, establishes a two-part public campaign financing system. Most changes affect only statewide office candidates. The current program's major provisions remain the same for legislative candidates.

With respect to statewide office candidates, the bill:

1. equalizes the general election grants for major, minor, and petitioning party candidates who participate in the program (participating candidates);
2. reduces both primary and general election grants, other than those for governor;
3. repeals the CEP's independent and excess expenditure provisions, thus eliminating matching grants for those purposes; and
4. replaces matching grants with supplemental qualifying contributions (QCs) and supplemental grants and adds these to candidate spending limits.

For legislative candidates, the bill retains:

1. the current thresholds of 10%, 15%, and 20% at which minor and petitioning party candidates must qualify for a grant (see below),
2. existing grant amounts, and

3. matching grants for independent and excess expenditures.

By law, an eligible minor party candidate may receive a grant for the general election equal to the grant for a major party candidate only if the candidate for the same office representing the same minor party at the last regular election received at least 20% of the votes cast for that office. Similarly, an eligible petitioning party candidate may receive a full grant for the general election only if the petition is signed by a number of qualified electors equal to 20% of the number of votes cast for the same office at the last regular election. (Both receive a one-third grant by meeting a 10% threshold and a two-thirds grant by meeting a 15% threshold.)

For both statewide office and legislative participating candidates who are unopposed, the bill eliminates general election grants and instead allows them to raise additional contributions up to 30% of the general election grant for that office (applicable grant).

It also revises the grant application and payment schedule. It blocks out certain dates for specified application types and generally gives the State Elections Enforcement Commissions (SEEC) more time to review statewide office candidate applications.

Finally, the bill makes changes to the program's reverter clause and makes several conforming and technical changes.

EFFECTIVE DATE: Upon passage

§3 — QUALIFYING CONTRIBUTIONS

By law, candidates must qualify to participate in the program by raising a specified amount in QCs from individual donors. The bill increases the limit on individual QCs from \$100 to \$500 for gubernatorial candidates and from \$100 to \$250 for other statewide office candidates. For state senators and state representatives, the limit remains at \$100. The total amount of QCs required to qualify for the program also remains the same.

§§ 1-3 & 5 — SUPPLEMENTAL QCs & GRANTS

For participating statewide office candidates, the bill eliminates matching grants for independent and excess expenditures and replaces them with supplemental QCs and grants. Current law authorizes these candidates to receive additional money in the form of matching grants if they are the target of independent expenditures promoting their defeat or if their opponent exceeds certain spending limits. Specifically, they may receive up to two times the applicable primary and general election grants to match independent and excess expenditures.

Instead, under the bill, qualified candidates who are nominated or otherwise qualify to appear on the ballot and who are eligible to receive an initial grant from the CEF may receive supplemental QCs and grants. By law, qualified candidates are those whom the SEEC approves for a CEF grant. Since the bill eliminates grants for unopposed candidates, these candidates are not eligible for supplemental grants. Similarly, since minor and petitioning party candidates are not eligible for primary grants, they may receive only general election supplemental QCs and grants.

The bill defines “supplemental qualifying contribution” as a contribution received to qualify for a supplemental grant and establishes the same criteria for them as initial QCs (e.g., contributions must be at least \$5). Likewise, it sets the limits on individual supplemental QCs equal to those on initial QCs. This means, for gubernatorial candidates the limit on individual supplemental QCs is \$500 and for other statewide office candidates, the limit is \$250.

The bill permits candidates to receive supplemental QCs after “qualifying for” an initial grant, but it does not specify that qualifying means approval of an application.

Eligibility

A qualified candidate committee is eligible to receive a supplemental grant for a primary campaign, if applicable, or a general election if it (1) collects and receives supplemental QCs; (2) returns all

such contributions that do not meet the criteria for supplemental QCs; and (3) submits an application, which the SEEC approves. In addition the candidate must agree to abide by the program's spending limits.

Candidates must submit an application, which the SEEC reviews just as it does primary and general election grant applications. Upon approval, the bill requires the commission to determine the supplemental grant amount, which equals three times the amount of supplemental QCs, up to the maximum for that office.

Maximum Supplemental Amounts

The supplemental grant amount equals three times the amount of supplemental QCs that a candidate raises, up to a maximum specified amount. Major party candidates may raise supplemental QCs and receive supplemental grants for any primary and general election in which they run. Minor and petitioning party candidates may raise and receive them for the general election only. At least 75% must come from state residents. If a candidate receives a supplemental grant for a primary but does not spend it all, any general election supplemental grant is reduced by the unspent amount.

Table 1 shows the maximum allowable supplemental QCs and supplemental grants for statewide office candidates.

Table 1: Maximum Supplemental QCs and Supplemental Grants*

<i>Candidate for</i>	<i>Individual Supplemental QC Limit</i>	<i>Primary Campaign (Major Party Candidates Only)</i>		<i>General Election Campaign</i>	
		<i>Maximum Aggregate Supplemental QCs</i>	<i>Maximum Supplemental Grant*</i>	<i>Maximum Aggregate Supplemental QCs</i>	<i>Maximum Supplemental Grant*</i>
Governor	\$500	\$312,500	\$937,500	750,000	2,250,000
Other statewide offices	250	60,000	180,000	125,000	375,000

N/A means not applicable

* To be adjusted by the SEEC for inflation beginning in 2014.

Excess QCs and Supplemental QCs

Current law requires participating candidates to return excess QCs

to the state treasurer for deposit in the CEF. The bill allows statewide office candidates to use excess QCs and supplemental QCs to qualify for grants. Specifically, candidates may use excess QCs toward a supplemental grant (i.e., as supplemental QCs). The maximum amount they may use for this purpose is 20% of the required QCs. Candidates may also use excess supplemental QCs collected to receive a supplemental primary grant toward a supplemental general election grant. The limit is 20% of the maximum allowable supplemental QCs for a primary grant.

Multiple Contributions

The bill authorizes individuals to give the same candidate separate QCs and supplemental QCs, up to the limit. For example, a contributor may give a gubernatorial candidate an initial \$500 QC, as well as a \$500 supplemental QC.

§§ 2 & 4 — UNOPPOSED CANDIDATES

The bill defines “unopposed” for the purposes of the Citizens’ Election Program and prohibits participating candidates who are unopposed in the general election from receiving an initial grant or a supplemental grant, in the case of a statewide office candidate. Table 2 describes opposed and unopposed status.

Table 2: Opposed and Unopposed Status

<i>OPPOSED</i>	<i>UNOPPOSED</i>
<p>A participating candidate is opposed when he or she is nominated for election and:</p> <ol style="list-style-type: none"> 1. another major party endorses a candidate to run against him or her; 2. another major party candidate qualifies to run in the same race by receiving 15% of the vote on a roll call at a convention or submitting petitions with the required number of signatures; <i>or</i> 3. a minor or petitioning party candidate qualifies to appear on the ballot in the same race <p><i>and the opposing candidate is:</i></p> <ol style="list-style-type: none"> 1. required to form a candidate committee because he or she will raise or spend more than \$1,000; 2. self-funded, thus exempt from forming a candidate committee, but must file campaign finance statements 	<p>A participating candidate is unopposed when:</p> <ol style="list-style-type: none"> 1. he or she has no opponent, <i>or</i> 2. the only opponent is exempt from forming a candidate committee because he or she will not raise or spend more than \$1,000

3. because he or she spends over \$1,000; or one of a slate of candidates whose campaign is funded by a political committee formed for the election or primary.	
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The bill instead allows unopposed candidates to raise contributions in addition to QCs, up to 30% of the applicable general election grant, which is the amount they receive as a grant under current law. It subjects these additional contributions to the same limitations and restrictions that exist for participating candidates running for the same office. Unopposed candidates must limit their expenditures to the sum of their (1) QCs; (2) allowable personal funds, if any; and (3) permissible additional contributions.

If an unopposed candidate is subsequently opposed, he or she is eligible for the applicable general election grant. But the grant is reduced by any additional contributions the candidate receives. At that point, candidates must limit their expenditures to the sum of their (1) QCs; (2) allowable personal funds, if any; (3) permissible additional contributions; and (4) applicable general election grant. Presumably, these candidates, like others, may collect supplemental QCs once they become eligible for the initial general election grant from the CEF. However, the bill does not add supplemental QCs or supplemental grants as sources to their spending limits.

Under current law, a minor or petitioning party candidate who receives a partial CEF grant may continue to raise contributions in addition to QCs to make up the difference between the full and partial grant. The bill eliminates this option for such statewide office candidates since it makes them eligible for full grants.

§ 4 — GRANTS FROM THE FUND

The bill reduces the initial primary and general election grant amounts for participating candidates for statewide offices other than governor. It authorizes qualified minor and petitioning party statewide office candidates to receive a general election grant equal to those that qualified major party candidates receive ("full grant"). As under

existing law, these candidates are not eligible for primary grants.

Under current law, minor and petitioning party candidates may receive a general election grant equal to the grant for a major party candidate only if the candidate for the same office representing the same minor party at the last regular election received at least 20% of the votes cast for that office. Similarly, an eligible petitioning party candidate may receive a full grant for the general election only if his or her petition is signed by a number of qualified electors equal to at least 20% of the number of votes cast for the same office at the last regular election. (Both receive a one-third grant by meeting a 10% threshold or a two-thirds grant by meeting a 15% threshold.)

Tables 3 and 4 show the grant amounts for each statewide office under current law and the bill.

Table 3: Initial Primary and General Election Grants for Gubernatorial Candidates ^a

<i>Grant</i>	<i>Current Law</i>	<i>The Bill</i>
Primary Grant for Nomination	\$1,250,000	\$1,250,000
General Election Grant, Opposed Candidate	3,000,000 ^b	3,000,000 ^c
General Election Grant, Unopposed Candidate	900,000 ^d	0 ^e
General Election Grant, Nominated Candidate Opposed by Minor or Petitioning Party Candidates	1,800,000 ^f	N/A

N/A means not applicable.

^a To be adjusted for inflation.

^b Under current law, applies to a nominated major party candidate who is opposed by another major party candidate or by a minor or petitioning party candidate who has received the required QCs.

^c Under the bill, applies to a nominated major party candidate or eligible minor or petitioning party candidate.

^d Under current law, a candidate who faces no opposition receives a general election grant equal to 30% of the applicable grant.

^e The bill redefines unopposed (see above) and eliminates general election grants for these candidates.

^f Under current law, a candidate may receive a grant equal to 60% of the applicable grant when he or she is opposed only by a minor or petitioning party candidate who has received contributions less than the qualifying amount.

Table 4: Initial Primary and General Election Grants for Other Statewide Office Candidates ^a

<i>Grant</i>	<i>Current Law</i>	<i>The Bill</i>
Primary Grant for Nomination	\$375,000	\$200,000
General Election Grant, Opposed Candidate	750,000 ^b	500,000 ^c
General Election Grant, Unopposed Candidate	225,000 ^d	0 ^e
General Election Grant, Nominated Candidate Opposed by Minor or Petitioning Party Candidates	450,000 ^f	N/A

N/A means not applicable.

^a To be adjusted for inflation.

^b Under current law, applies to a nominated major party candidate who is opposed by another major party candidate or by a minor or petitioning party candidate who has received the required QCs.

^c Under the bill, applies to a nominated major party candidate or eligible minor or petitioning party candidate.

^d Under current law, a candidate who faces no opposition receives a general election grant equal to 30% of the applicable grant.

^e The bill redefines unopposed (see above) and eliminates general election grants for these candidates.

^f Under current law, a candidate may receive a grant equal to 60% of the applicable grant when he or she is opposed only by a minor or petitioning party candidate who has received contributions less than the qualifying amount.

§ 2 — SPENDING LIMITS

The bill changes spending limits for primary and general election campaigns by (1) adding the new supplemental QCs and supplemental grants and (2) eliminating independent and excess expenditure matching grants.

Under the bill, participating candidates must agree to limit spending:

1. before a primary and general election campaign, to the sum of the allowable QCs, personal funds, and supplemental QCs, if applicable (sHB 5021 does not include supplemental QCs in the pre-primary spending limit, see BACKGROUND – Related Bill);

2. for a primary campaign, to the sum of (a) the QCs and personal funds not spent before the primary campaign begins, (b) the initial primary campaign grant, and (c) supplemental QCs and supplemental grant, if applicable, up to the maximum authorized amount for the primary; and
3. for a general election campaign, to the sum of (a) the QCs, supplemental QCs, and personal funds not spent before the general election campaign begins; (b) unspent funds from the initial primary campaign grant or supplemental primary grant; (c) the initial general election campaign grant; and (d) supplemental QCs and supplemental grant, if applicable, up to the maximum authorized amount for the general election.

§ 6 — GRANT APPLICATIONS

The bill revises the schedule for submitting grant applications and incorporates into it applications for the new supplemental grants. It also requires candidate committees to certify in the application that they have transmitted all excess supplemental QCs to the CEF, just as existing law requires them to do with excess QCs.

Submissions

As under current law for primaries, the bill requires applicants for an initial or supplemental primary grant to apply by 5:00 pm:

1. on the third Thursday in the May preceding the primary or
2. on any subsequent Thursday, up through the fourth Friday preceding the primary.

However, on the seventh and ninth Thursdays preceding the primary, the SEEC may only act on (1) primary grant applications (initial or supplemental) for statewide office candidates and (2) supplemental submissions continued without prejudice to previously submitted applications for all covered-office candidates. On the third Thursday preceding the primary, the SEEC may act only on statewide office candidates' supplemental grant applications.

The bill requires applicants for an initial or supplemental general election grant to apply by 5:00 pm:

1. on the third Thursday in the May preceding the general election or
2. on any subsequent Thursday, up through the fifth Thursday preceding the election for an initial general election grant, or, the third Thursday preceding the election for a supplemental general election grant.

However, on the ninth, fourth, and third Thursdays immediately prior to the election, the commission may act upon supplemental grant applications and supplemental submissions to applications previously submitted continued without prejudice.

Under current law, participating candidates generally submit grant applications by (1) 5:00 p.m. on the third Thursday in May of the year in which they are seeking nomination at a primary or election or (2) by 5:00 p.m. on a subsequent Thursday. The SEEC may not accept applications later than 5:00 p.m. on or after the fourth to last Friday before the primary or election.

Review by the SEEC

Under current law, the SEEC must review the applications it has received and determine whether to approve or reject each one within four business days following Thursday or Friday submissions (i.e., by the following Wednesday or Thursday). The bill retains this schedule for legislative candidate applications but extends the SEEC's review time for statewide office candidates to 10 business days following the Thursday or Friday submission (i.e., two weeks later).

Existing law, unchanged by the bill, requires the SEEC to meet twice during state election years, from the third week of June until the third week of July, to review any pending applications.

SEVERABILITY

The bill changes the CEP's reverter clause, CGS § 9-717, which currently specifies that if the court "prohibits or limits, or continues to prohibit or limit, the expenditure of funds from the Citizens' Election Fund . . . for a period of one hundred sixty-eight hours or more" after April 15, 2010, or if there is a special election for a General Assembly vacancy, PA 05-5, October 25 Special Session, the public financing program, becomes inoperative and prior campaign contribution and spending provisions apply (see BACKGROUND).

Under the bill, if the court prohibits or limits, or continues to prohibit or limit, the expenditure of funds for legislative candidates, CEP provisions concerning these candidates become inoperative and have no effect. But the program's provisions concerning statewide office candidates as amended by the bill remain operative and in effect.

BACKGROUND

Related Bill

sHB 5021, reported favorably by the Government Administration and Elections Committee, makes the same changes affecting statewide office candidates, but also adds similar changes to provisions affecting participating legislative candidates.

Public Act 05-5, October 25 Special Session

This act established the CEP as a voluntary public campaign financing system, banned contributions from certain contractors and lobbyists, and changed campaign contribution limits for candidates who do not participate in the program.

Green Party of Connecticut, et al. v. Garfield, et al.

In August 2009, the federal district court for the District of Connecticut ruled in *Green Party of Connecticut, et al. v. Garfield, et al.*, 648 F. Supp. 2d 298 (D. Conn. 2009) that Connecticut's public financing program is unconstitutional. The court stated that the CEP (1) unconstitutionally burdens minor party candidates' rights to political opportunity and (2) the CEP's independent and excess expenditure provisions unconstitutionally burden their First Amendment speech

rights. However, the court issued a stay, allowing the program to remain operative while the parties appealed the ruling.

In January 2010, oral argument was held at the Second Circuit Court of Appeals before a three judge panel. As of March 30, 2010, the parties are awaiting this court's decision.

COMMITTEE ACTION

Government Administration and Elections Committee

Joint Favorable Substitute

Yea 12 Nay 3 (03/18/2010)